
NEW YORK STATE **REGISTER**

INSIDE THIS ISSUE:

- Providing Flexibility Relating to Higher Education Regulatory Requirements in Response to the COVID-19 Crisis
- Minimum Standards for Form, Content, and Sale of Health Insurance, Including Standards of Full and Fair Disclosure
- Billing for Day Program Duration

Notice of Availability of State and Federal Funds

Executive Orders

Financial Reports

State agencies must specify in each notice which proposes a rule the last date on which they will accept public comment. Agencies must always accept public comment: for a minimum of 60 days following publication in the *Register* of a Notice of Proposed Rule Making, or a Notice of Emergency Adoption and Proposed Rule Making; and for 45 days after publication of a Notice of Revised Rule Making, or a Notice of Emergency Adoption and Revised Rule Making in the *Register*. When a public hearing is required by statute, the hearing cannot be held until 60 days after publication of the notice, and comments must be accepted for at least 5 days after the last required hearing. When the public comment period ends on a Saturday, Sunday or legal holiday, agencies must accept comment through the close of business on the next succeeding workday.

For notices published in this issue:

- the 60-day period expires on July 25, 2021
- the 45-day period expires on July 10, 2021
- the 30-day period expires on June 25, 2021

**ANDREW M. CUOMO
GOVERNOR**

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SECRETARY OF STATE**

NEW YORK STATE DEPARTMENT OF STATE

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NEW YORK STATE REGISTER

Be a part of the rule making process!

The public is encouraged to comment on any of the proposed rules appearing in this issue. Comments must be made in writing and must be submitted to the agency that is proposing the rule. Address your comments to the agency representative whose name and address are printed in the notice of rule making. No special form is required; a handwritten letter will do. Individuals who access the online *Register* (www.dos.ny.gov) may send public comment via electronic mail to those recipients who provide an e-mail address in Notices of Proposed Rule Making. This includes Proposed, Emergency Proposed, Revised Proposed and Emergency Revised Proposed rule makings.

To be considered, comments should reach the agency before expiration of the public comment period. The law provides for a minimum 60-day public comment period after publication in the *Register* of every Notice of Proposed Rule Making, and a 45-day public comment period for every Notice of Revised Rule Making. If a public hearing is required by statute, public comments are accepted for at least five days after the last such hearing. Agencies are also required to specify in each notice the last date on which they will accept public comment.

When a time frame calculation ends on a Saturday or Sunday, the agency accepts public comment through the following Monday; when calculation ends on a holiday, public comment will be accepted through the following workday. Agencies cannot take action to adopt until the day after expiration of the public comment period.

The Administrative Regulations Review Commission (ARRC) reviews newly proposed regulations to examine issues of compliance with legislative intent, impact on the economy, and impact on affected parties. In addition to sending comments or recommendations to the agency, please do not hesitate to transmit your views to ARRC:

Administrative Regulations Review Commission
State Capitol
Albany, NY 12247
Telephone: (518) 455-5091 or 455-2731

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KEY: (P) Proposal; (RP) Revised Proposal; (E) Emergency; (EP) Emergency and Proposal; (A) Adoption; (AA) Amended Adoption; (W) Withdrawal

Individuals may send public comment via electronic mail to those recipients who provided an e-mail address in Notices of Proposed Rule Making. This includes Proposed, Emergency Proposed, Revised Proposed and Emergency Revised Proposed rule makings. Choose pertinent issue of the *Register* and follow the procedures on the website (www.dos.ny.gov)

Rule Making Activities**Agriculture and Markets, Department of**

1 / Control of the European Cherry Fruit Fly (EP)

Civil Service, Department of

4 / Jurisdictional Classification (A)

Education Department

7 / Providing Flexibility Relating to Higher Education Regulatory Requirements in Response to the COVID-19 Crisis (E)

11 / Providing Flexibility for Hands-Only CPR Instruction, the NYS Seal of Biliteracy, and Health Examinations and Certificates (EP)

14 / Addressing the COVID-19 Crisis (ERP)

16 / Designation of the Executive Deputy Commissioner As the Deputy Commissioner of Education as Specified in Education Law Section 101 (A)

16 / Relates to the Licensure of Registered Pharmacy Technicians (A)

17 / Civic Readiness Pathway to Graduation and the New York State Seal of Civic Readiness (P)

20 / Requirements for Chiropractic Education Programs and Education Requirements for Licensure As a Chiropractor (P)

22 / School Counselor Bilingual & Supplementary Bilingual Education Extension & Registration Requirements (P)

26 / Adding the Doctor of Business Administration (D.B.A.) Degree and Master of Theological Studies (M.T.S.) Degree in New York State (P)

Financial Services, Department of

29 / Minimum Standards for Form, Content, and Sale of Health Insurance, Including Standards of Full and Fair Disclosure (E)

Housing and Community Renewal, Division of

33 / Low-Income Housing Qualified Allocation Plan (A)

Housing Finance Agency

36 / Low-Income Housing Tax Credit Qualified Allocation Plan (A)

Joint Commission on Public Ethics, New York State

36 / Records Access (P)

Motor Vehicles, Department of

38 / Dealer Document Fee (P)

People with Developmental Disabilities, Office for

39 / Billing for Day Program Duration (E)

Public Service Commission

41 / Petition for the Use of Gas Metering Equipment (P)

41 / Competitive Tier 2 Program Adopted in the Commission's Order Adopting Modifications to the Clean Energy Standard (P)

42 / Transfer of Excess Development Rights Associated with Utility Property (P)

43 / Notice of Intent to Submeter Electricity (P)

43 / Petition to Submeter Electricity (P)

- 44 / Transfer of Street Lighting Facilities (P)
- 44 / Utility Capital Expenditure Proposal (P)
- 44 / Notice of Intent to Submeter Electricity (P)

Taxation and Finance, Department of

- 45 / Fuel Use Tax on Motor Fuel and Diesel Motor Fuel and the Art. 13-A Carrier Tax Jointly Administered Therewith (A)
- 45 / Fuel Use Tax on Motor Fuel and Diesel Motor Fuel and the Art. 13-A Carrier Tax Jointly Administered Therewith (P)

Workers' Compensation Board

- 45 / PFL Intermittent Leave (P)

Hearings Scheduled for Proposed Rule Makings / 47

Action Pending Index / 49

Securities Offerings

- 101 / State Notices

Advertisements for Bidders/Contractors

- 103 / Sealed Bids

Notice of Availability of State and Federal Funds

- 107 / Environmental Conservation, Department of
- 107 / Homeland Security and Emergency Services, Division of

Miscellaneous Notices/Hearings

- 109 / Notice of Abandoned Property Received by the State Comptroller
- 109 / Public Notice

Executive Orders

- 115 / Executive Order No. 168.48: Continuing the Declaration of a Disaster Emergency in the Five Boroughs of New York City and the Counties of Dutchess, Nassau, Orange, Putnam, Rockland, Suffolk and Westchester that Incorporate the MTA Region in the State of New York.
- 115 / Executive Order No. 202.103: Continuing Temporary Suspension and Modification of Laws Relating to the Disaster Emergency.
- 115 / Executive Order No. 202.104: Continuing Temporary Suspension and Modification of Laws Relating to the Disaster Emergency.
- 116 / Executive Order No. 202.105: Continuing Temporary Suspension and Modification of Laws Relating to the Disaster Emergency.

Financial Reports / 117

RULE MAKING ACTIVITIES

Each rule making is identified by an I.D. No., which consists of 13 characters. For example, the I.D. No. AAM-01-96-00001-E indicates the following:

AAM -the abbreviation to identify the adopting agency
01 -the *State Register* issue number
96 -the year
00001 -the Department of State number, assigned upon receipt of notice.
E -Emergency Rule Making—permanent action not intended (This character could also be: A for Adoption; P for Proposed Rule Making; RP for Revised Rule Making; EP for a combined Emergency and Proposed Rule Making; EA for an Emergency Rule Making that is permanent and does not expire 90 days after filing.)

Italics contained in text denote new material. Brackets indicate material to be deleted.

Department of Agriculture and Markets

EMERGENCY/PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Control of the European Cherry Fruit Fly

I.D. No. AAM-21-21-00021-EP

Filing No. 564

Filing Date: 2021-05-11

Effective Date: 2021-05-11

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Proposed Action: Amendment of Part 128 of Title 1 NYCRR.

Statutory authority: Agriculture and Markets Law, sections 18, 164 and 167

Finding of necessity for emergency rule: Preservation of general welfare.

Specific reasons underlying the finding of necessity: The European Cherry Fruit Fly (*Rhagoletis cerasi*) (hereinafter “ECFF”), an insect nonindigenous to the United States, is native to Europe. It was first detected in Ontario, Canada in 2015 and subsequently found in Niagara County in 2017. While ECFF infests both sweet and tart cherries, sweet cherries are ECFF’s preferred host material. ECFF also infests honeysuckle (*Lonicera* sp.), an invasive plant found throughout New York. Honeysuckle may serve as a reservoir for the ECFF to assist in its development. Left unchecked, ECFF has the potential to infest 100% of a cherry crop, rendering the cherries unmarketable.

This regulation amends Part 128 to address recent survey findings that

indicate ECFF is spreading approximately 8 miles annually and new detections during the 2020 survey season. This amendment eliminates all regulated areas, re-defines the quarantine area as the counties of Erie, Monroe, Niagara, Orleans and Wayne in their entirety, and portions of Ontario county; and establishes a systems approach for the movement of regulated articles (i.e. cherries, and host material including soil beneath the dripline of the host material) out of the quarantine area.

Regulated articles may only be moved from the quarantine area if growers or handlers have a limited permit or certificate of inspection issued by the Commissioner, or have entered into a compliance agreements which require a systems approach and imposes certain testing and mitigative safeguards which minimize the risk of ECFF spread outside the quarantine area. If the growers or handlers meet these requirements, they would be able to move regulated articles anywhere within New York exclusive of Columbia and Ulster counties.

These proposed regulations are necessary to protect the general welfare. The effective control of ECFF in New York generally, and, specifically, within the quarantined areas is critical for the protection of New York’s \$4.5-million cherry industry, which includes growers with 450 acres of cherry production. The proposed regulation would help ensure that control measures are undertaken in the quarantine area, and that the ECFF will not spread beyond those areas via the movement of infested fruit, or through other host material.

Based on the facts and circumstances set forth above, the Department has determined that the immediate adoption of this rule is necessary for the preservation of the general welfare and that compliance with 202(1) of the State Administrative Procedure Act would be contrary to the public interest.

Subject: Control of the European Cherry Fruit Fly.

Purpose: To help control the spread of the European Cherry Fruit Fly (ECFF), which renders cherries unmarketable if they are infested.

Substance of emergency/proposed rule (Full text is posted at the following State website: <https://agriculture.ny.gov/plant-industry/express-terms-european-cherry-fruit-fly>): This regulation amends Part 128 to 1 NYCRR, adding additional controls to help prevent the spread in New York of the European Cherry Fruit Fly (ECFF), an insect nonindigenous to the United States, which infests cherries and renders them unmarketable.

The rule eliminates all regulated areas, re-defines the quarantine area as the counties of Erie, Monroe, Niagara, Orleans and Wayne in their entirety, and portions of Ontario county; and establishes a systems approach for the movement of regulated articles (i.e. cherries, and host material including soil beneath the dripline of the host material) out of the quarantine area. The proposed regulation would allow regulated articles to be moved from the quarantine area if growers or handlers have a limited permit or certificate of inspection issued by the Commissioner, or have entered into a compliance agreements which require a systems approach and imposes certain testing and mitigative safeguards which minimize the risk of ECFF spread outside the quarantine area. If the growers or handlers meet these requirements, they would be able to move regulated articles anywhere within New York exclusive of Columbia and Ulster counties.

This notice is intended: to serve as both a notice of emergency adoption and a notice of proposed rule making. The emergency rule will expire August 8, 2021.

Text of rule and any required statements and analyses may be obtained from: Christopher Logue, Director, Division of Plant Industry, New York State Department of Agriculture and Markets, 10B Airline Drive, Albany, New York 12235, (518) 457-2087, email: christopher.logue@agriculture.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. Statutory authority:

Section 18 of the Agriculture and Markets Law provides, in part, that

the Commissioner may enact, amend and repeal necessary rules which shall provide generally for the exercise of the powers and performance of the duties of the Department as prescribed in the Agriculture and Markets Law and the laws of the State, and for the enforcement of their provisions and the provisions of the rules that have been adopted to implement these laws.

Section 164 of the Agriculture and Markets Law provides, in part, that the Commissioner shall take such action as he may deem necessary to control or eradicate any injurious insects, noxious weeds, or plant diseases existing within the State.

Section 167 of the Agriculture and Markets Law provides, in part, that the Commissioner is authorized to make, issue, promulgate and enforce such order, by way of quarantines or otherwise, as he may deem necessary or fitting to carry out the purposes of Article 14 of the Agriculture and Markets Law. Section 167 also provides that the Commissioner may adopt and promulgate such rules and regulations to supplement and give full effect to the provisions of Article 14.

2. Legislative objectives:

These proposed revised regulations are consistent with the public policy objectives the Legislature sought to advance when enacting the statutory authority, namely, preventing the spread within the State of an injurious insect, such as the European Cherry Fruit Fly (hereinafter "ECFF").

3. Needs and benefits:

The ECFF (*Rhagoletis cerasi*), an insect nonindigenous to the United States, is native to Europe. It was first detected in Ontario, Canada in 2015 and subsequently found in Niagara County in 2017. While ECFF infests both sweet and tart cherries, sweet cherries are ECFF's preferred host material. ECFF also infests honeysuckle (*Lonicera* sp.), an invasive plant found throughout New York State. Honeysuckle may serve as a reservoir for the ECFF to assist in its unchecked development.

The life cycle of ECFF begins with the emergence of the fruit flies during May and June.

They have an average lifespan of two to four weeks. Females usually lay one egg beneath the skin of each piece of fruit. Once the eggs hatch, the larvae develop inside the fruit and feed on it for up to six weeks. As the larvae develop, they damage the fruit pulp. Mature larvae exit the fruit, drop to the ground and overwinter in the soil underneath or near the host plant. After winter, adult flies emerge from the soil, and the life cycle begins anew: ground, and burrow into the soil. Once in the soil, they pupate within a few days.

Evidence of ECFF infestation of cherries includes puncture holes in the cherries. As the larvae develop in the fruit, the puncture hole becomes brown and soft. When cutting or breaking open infested cherries, the larvae and internal fruit damage can be readily seen. Infested cherries may shrivel, display soft spots, and decay. Infested fruit may also exhibit small holes formed when larvae exit the fruit to drop to the ground to pupate. Growers cannot market infested cherries as fresh fruit. Infested cherries, generally sweet cherries, intended for processing also have a high likelihood of being rejected since processors desire primarily tart cherries. Fresh cherries command at least six times the price of processing cherries making it an economic hardship to move fresh cherries to processing even if processors would accept them.

ECFF has been detected in portions of State parks and public lands. Over 1,500 ECFF were found in 2019 in traps in parks and public lands in Niagara, Erie and Orleans counties. In 2020, ECFF was found in 4 cherry orchards, in 19 separate locations, and within the quarantine area.

This regulation is being revised to address recent survey findings that indicate ECFF is spreading approximately 8 miles annually and new detections discovered during the 2020 survey season. This amendment eliminates all regulated areas; re-defines the quarantine area as the counties of Erie, Monroe, Niagara, Orleans and Wayne in their entirety, and portions of Ontario county; and establishes a systems approach for the movement of regulated articles (i.e. cherries, and host material including soil beneath the dripline of the host material) out of the quarantine area. Left unchecked, ECFF has the potential to infest 100% of a cherry crop, rendering the cherries unmarketable.

The proposed regulation would allow regulated articles to be moved from the quarantine area if growers or handlers have a limited permit or certificate of inspection issued by the Commissioner, or have entered into a compliance agreements which require a systems approach and imposes certain testing and mitigative safeguards which minimize the risk of ECFF spread outside the quarantine area. If the growers or handlers meet these requirements, they would be able to move regulated articles anywhere within New York exclusive of Columbia and Ulster counties.

There are now 24 growers for which restrictions would be relaxed and 61 growers for which restrictions would become more stringent due to this proposed rulemaking. There are also 180 registered nursery growers and 181 registered nursery dealers in the quarantine area. Those in possession of regulated articles would need a limited permit, certificate of inspection, or enter into a compliance agreement in order to move regulated articles

outside the quarantine area to ensure that no plants bear any host fruit at the time of sale or movement out of the quarantine area.

These proposed regulations are necessary to protect the general welfare. The effective control of ECFF in New York generally, and, specifically, within the quarantined areas is critical for the protection of New York's \$4.5-million cherry industry, which includes growers with 450 acres of cherry production. The proposed regulation would help ensure that control measures are undertaken in the quarantine area, and that the ECFF will not spread beyond those areas via the movement of infested fruit, or through other host material.

4. Costs:

(a) Costs to regulated parties for the implementation of and continuing compliance with the rule: Growers in the quarantine area currently use the required pesticides in their integrated pest management programs. Accordingly, growers would not incur any additional costs arising from the application of pesticides. Department staff have discussed with growers and held meetings in the counties forming the quarantine area to explain the proposed regulation and the compliance agreements. It is anticipated that each grower would have to spend a maximum of three hours to understand, sign, and comply with requirements of the compliance agreement. This would cost \$300.00, based on \$100.00 per hour. Growers would be able to self-issue limited permits and certificates of inspection upon complying with the requirements of the compliance agreement. This time is included in the \$300.00. Requiring all growers in the quarantine area to enter into a compliance agreement for the 61 newly impacted cherry growers would total \$18,300.00, based on the costs identified above.

(b) Costs to the agency, the State and local governments for the implementation and continuation of the rule: Department horticultural inspectors would be working with growers on the signing and enforcement of the compliance agreements, limited permits and certificates of inspection. This work would be shared among 2 to 7 people at a cost of approximately \$48,000 in staff time.

(c) The information, including the sources of such information and the methodology upon which the costs analysis is based: The costs analysis set forth above is based upon Department records and practices and observations of the industry.

5. Local government mandates:

There are no additional programs, services, duties or responsibilities imposed by this proposed rule upon any county, city, town, village, school district, fire district or any other special district.

6. Paperwork:

Growers would be issued compliance agreements, which would authorize the grower to self-issue limited permits and certificates of inspection to move regulated articles.

7. Duplication:

The USDA has issued a Federal Order that details a systems approach, which is being adopted in the proposed regulation. The USDA has issued a parallel quarantine which mirrors the proposed regulation.

8. Alternatives:

The Department considered alternatives consisting of continuing current control efforts directed at similar fruit flies in areas where infestation has been discovered without quarantine. Not establishing a quarantine was rejected since, to do so, could result in the USDA establishing a quarantine throughout New York State, preventing fresh cherries from New York being sold outside the State. The other alternatives considered were rejected due to the negative economic effect on affected growers, and the need to provide acceptable mitigation to comply with applicable USDA concerns related to interstate movement.

9. Federal standards:

The USDA has issued a Federal Order that details a systems approach, which will now be required for the entire quarantine area. The USDA has issued a parallel quarantine which mirrors the proposed regulation.

10. Compliance schedule:

This proposed rule would take effect immediately.

Regulatory Flexibility Analysis

1. Effect of rule:

This regulation is being revised to address recent survey findings that indicate ECFF is spreading approximately 8 miles annually and new detections discovered during the 2020 survey season. This amendment eliminates all regulated areas; re-defines the quarantine area as the counties of Erie, Monroe, Niagara, Orleans and Wayne in their entirety, and portions of Ontario county; and establishes a systems approach for the movement of regulated articles (i.e. cherries, and host material including soil beneath the dripline of the host material) out of the quarantine area. Left unchecked, ECFF has the potential to infest 100% of a cherry crop, rendering the cherries unmarketable.

Recent survey findings indicate that ECFF has been detected in portions of State parks and public lands. Over 1,500 ECFF were found in 2019 in traps in parks and public lands in Niagara, Erie and Orleans counties. In

2020, ECFF was found in 4 cherry orchards, in 19 separate locations, and within the quarantine area. The proposed regulation would allow regulated articles to be moved from the quarantine area if growers or handlers have a limited permit or certificate of inspection issued by the Commissioner, or have entered into a compliance agreement which requires a systems approach and imposes certain testing and mitigative safeguards which minimize the risk of ECFF spread outside the quarantine area. If the growers or handlers meet these requirements, they would be able to move regulated articles anywhere within New York exclusive of Columbia and Ulster counties.

It is not anticipated that local governments would be involved in the shipment of cherries or other regulated articles from the quarantine area.

2. Compliance requirements:

Regulated articles are permitted to be moved from the quarantine area if growers or handlers have a limited permit or certificate of inspection issued by the Commissioner, or have entered into a compliance agreement which requires a systems approach and imposes certain testing and mitigative safeguards which minimize the risk of ECFF spread outside the quarantine area. If the growers or handlers meet these requirements, they would be able to move regulated articles anywhere within New York exclusive of Columbia and Ulster counties. Growers would be able to self-issue limited permits and certificates of inspection upon complying with the requirements of the compliance agreement.

It is not anticipated that local governments would be involved in the shipment of cherries or other regulated articles from the quarantine area.

3. Professional services:

Those moving regulated articles from the quarantine area would need have a limited permit or certificate of inspection issued by the Commissioner, or a compliance agreement which requires a systems approach, and imposes certain testing and mitigative safeguards which minimize the risk of ECFF spread outside the quarantine area.

It is not anticipated that local governments would be involved in the shipment of cherries or other regulated articles from the quarantine area.

4. Compliance costs:

(a) Initial capital costs that will be incurred by a regulated business or industry or local government in order to comply with the rule: It is anticipated that there would be no such costs.

(b) Annual cost for continuing compliance with the rule: Costs to regulated parties for the implementation of and continuing compliance with the rule: Growers in the quarantine area currently use the required pesticides in their integrated pest management programs. Accordingly, growers would not incur any additional costs arising from the application of pesticides. Department staff have discussed with growers and held meetings in the counties forming the quarantine area to explain the proposed regulation and the compliance agreements. It is anticipated that each grower would have to spend a maximum of three hours to understand, sign, and comply with requirements of the compliance agreement. This would cost \$300.00, based on \$100.00 per hour.

Growers would be able to self-issue limited permits and certificates of inspection upon complying with the requirements of the compliance agreement. This time is included in the \$300.00. Requiring all growers in the quarantine area to enter into a compliance agreement for the 61 newly impacted cherry growers would total \$18,300.00, based on the costs identified above.

It is not anticipated that local governments would be involved in the shipment of regulated articles from the quarantine area.

5. Economic and technological feasibility:

Regulated articles may be moved from the quarantine area if growers or handlers have a limited permit or certificate of inspection issued by the Commissioner, or have entered into a compliance agreement which requires a systems approach and imposes certain testing and mitigative safeguards which minimize the risk of ECFF spread outside the quarantine area.

It is not anticipated that local governments would be involved in the shipment of cherries or other regulated articles from the quarantine area and as such, would incur no costs.

6. Minimizing adverse impact:

Approaches for minimizing adverse economic impact were considered. The Department has sought to minimize adverse impact of the ECFF quarantine by proposing the use of limited permits or certificates of inspection issued by the Commissioner, or a compliance agreement which requires a systems approach, and imposes certain testing and mitigative safeguards which minimize the risk of ECFF spread outside the quarantine area. If the growers or handlers meet these requirements, they would be able to move regulated articles anywhere within New York exclusive of Columbia and Ulster counties. These permits, certificates and agreements would allow the intrastate shipment of regulated articles without State or federal inspection. There is no charge for a limited permit, certificate of inspection or compliance agreement. Given all of the facts and circumstances, the proposed regulations minimize adverse economic impact as much as possible.

It is not anticipated that local governments would be involved in the shipment of cherries or other regulated articles from the quarantine area.

7. Small business and local government participation:

Most recently, on April 21, 2021, the Department participated in telephone conference meetings with various impacted growers and handlers, held by Commissioner Richard Ball, Deputy Commissioner Jacqueline Moody-Czub, Director Christopher Logue, and Assistant Director Margaret Kelly. On or about February 19, 2021, Assistant Director Kelly shared a summary of the proposed regulatory changes with a grower whose primary product is a processed cherry product, a grower whose primary product is the sale of fresh cherries, and a broker for at least two cherry processing plants. Concerns regarding the proposed regulatory changes were addressed, and each regulated party expressed an understanding of the proposed regulatory changes and did not note any further opposition to the proposed regulation. On February 2, 2021, the Department participated in a virtual meeting as part of the 2021 Cornell Cooperative Extension Winter Fruit School, with approximately 380 attendees, to present findings from the 2020 ECFF survey and inform growers of the anticipated increase of the quarantine area and imposition of more stringent requirements. The Department also shared the 2019 ECFF survey findings at meetings in Lockport and Farmington on February 3, 2020 and February 4, 2020, respectively.

Rural Area Flexibility Analysis

1. Types and estimated numbers of rural areas:

With the elimination of regulated areas, all 61 impacted growers are in the quarantine area, all of whom are in rural areas as defined by section 481(7) of the Executive Law.

2. Reporting, recordkeeping and other compliance requirements; and professional services:

The proposed revised rule does not require any reporting or recordkeeping requirements. In terms of professional services, those growers intending to ship regulated articles outside the quarantine area would need a limited permit or certificate of inspection issued by the Commissioner, or have entered into a compliance agreement.

3. Costs:

Costs to regulated parties for the implementation of and continuing compliance with the rule: Growers in the quarantine area currently use the required pesticides in their integrated pest management programs. Accordingly, growers would not incur any additional costs arising from the application of pesticides. Department staff have discussed with growers and held meetings in the counties forming the quarantine area to explain the proposed regulation and the compliance agreements. It is anticipated that each grower would have to spend a maximum of three hours to understand, sign, and comply with requirements of the compliance agreement. This would cost \$300.00, based on \$100.00 per hour.

Growers would be able to self-issue limited permits and certificates of inspection upon complying with the requirements of the compliance agreement. This time is included in the \$300.00. Requiring all growers in the quarantine area to enter into a compliance agreement for the 61 newly impacted cherry growers would total \$18,300.00, based on the costs identified above.

4. Minimizing adverse impact:

In conformance with State Administrative Procedure Act section 202-bb(2), the Department has designed the proposed rule to minimize adverse economic impact on regulated parties in rural areas. By limiting the ECFF quarantine area to where infestation exists, and imposing certain testing and mitigative safeguards which minimize the risk of ECFF spread outside the quarantine area, the rule minimizes economic impacts without compromising efforts to slow the spread of ECFF.

Approaches for minimizing adverse economic impact were considered. The Department has sought to minimize adverse impact of the ECFF quarantine by proposing the use of limited permits or certificates of inspection issued by the Commissioner, or a compliance agreement which requires a systems approach, and imposes certain testing and mitigative safeguards which minimize the risk of ECFF spread outside the quarantine area. If the growers or handlers meet these requirements, they would be able to move regulated articles anywhere within New York exclusive of Columbia and Ulster counties. These permits, certificates and agreements would allow the intrastate shipment of regulated articles without State or federal inspection. There is no charge for a limited permit, certificate of inspection or compliance agreement. Given all of the facts and circumstances, the proposed regulations minimize adverse economic impact as much as possible.

5. Rural area participation:

Most recently, on April 21, 2021, the Department participated in telephone conference meetings with various impacted growers and handlers, held by Commissioner Richard Ball, Deputy Commissioner Jacqueline Moody-Czub, Director Christopher Logue, and Assistant Director Margaret Kelly. On or about February 19, 2021, Assistant Director Kelly shared a summary of the proposed regulatory changes with a

grower whose primary product is a processed cherry product, a grower whose primary product is the sale of fresh cherries, and a broker for at least two cherry processing plants. Concerns regarding the proposed regulatory changes were addressed, and each regulated party expressed an understanding of the proposed regulatory changes and did not note any further opposition to the proposed regulation. On February 2, 2021, the Department participated in a virtual meeting as part of the 2021 Cornell Cooperative Extension Winter Fruit School, with approximately 380 attendees, to present findings from the 2020 ECFF survey and inform growers of the anticipated increase of the quarantine area and imposition of more stringent requirements. The Department also shared the 2019 ECFF survey findings at meetings in Lockport and Farmington on February 3, 2020 and February 4, 2020, respectively.

Job Impact Statement

1. Nature of impact:

It is anticipated that the proposed rule will not have a negative impact on jobs and employment opportunities in New York, since regulated parties would incur no costs in complying with this proposal.

2. Categories and numbers affected:

It is anticipated that the proposed rule will not affect any jobs or employment opportunities in New York.

3. Regions of adverse impact:

There are no regions of adverse impact since the proposed rule will not affect any jobs or employment opportunities in New York.

4. Minimizing adverse impact:

Approaches for minimizing adverse economic impact to jobs and employment opportunities were considered. The Department has sought to minimize adverse impact of the ECFF quarantine by proposing the use of limited permits or certificates of inspection issued by the Commissioner, or a compliance agreement which requires a systems approach, and imposes certain testing and mitigative safeguards which minimize the risk of ECFF spread outside the quarantine area. If the growers or handlers meet these requirements, they would be able to move regulated articles anywhere within New York exclusive of Columbia and Ulster counties. These permits, certificates and agreements would allow the intrastate shipment of regulated articles without State or federal inspection. There is no charge for a limited permit, certificate of inspection or compliance agreement. Given all of the facts and circumstances, the proposed regulations minimize adverse economic impact as much as possible.

Department of Civil Service

NOTICE OF ADOPTION

Jurisdictional Classification

I.D. No. CVS-06-20-00001-A

Filing No. 525

Filing Date: 2021-05-05

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify a position in the non-competitive class.

Text or summary was published in the February 12, 2020 issue of the Register, I.D. No. CVS-06-20-00001-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Jurisdictional Classification

I.D. No. CVS-06-20-00002-A

Filing No. 524

Filing Date: 2021-05-05

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 1 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify a position in the exempt class.

Text or summary was published in the February 12, 2020 issue of the Register, I.D. No. CVS-06-20-00002-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Jurisdictional Classification

I.D. No. CVS-06-20-00003-A

Filing No. 528

Filing Date: 2021-05-05

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the non-competitive class.

Text or summary was published in the February 12, 2020 issue of the Register, I.D. No. CVS-06-20-00003-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Jurisdictional Classification

I.D. No. CVS-06-20-00005-A

Filing No. 523

Filing Date: 2021-05-05

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete positions from the non-competitive class.

Text or summary was published in the February 12, 2020 issue of the Register, I.D. No. CVS-06-20-00005-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION**Jurisdictional Classification**

I.D. No. CVS-06-20-00006-A

Filing No. 522

Filing Date: 2021-05-05

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete positions from and classify positions in the non-competitive class.

Text or summary was published in the February 12, 2020 issue of the Register, I.D. No. CVS-06-20-00006-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION**Jurisdictional Classification**

I.D. No. CVS-06-20-00007-A

Filing No. 527

Filing Date: 2021-05-05

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendixes 1 and 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete a position from and classify a position in the exempt class and to delete positions from the non-competitive class.

Text or summary was published in the February 12, 2020 issue of the Register, I.D. No. CVS-06-20-00007-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION**Jurisdictional Classification**

I.D. No. CVS-06-20-00008-A

Filing No. 526

Filing Date: 2021-05-05

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendixes 1 and 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete a subheading and positions from and to classify a subheading and positions in the exempt and non-competitive classes.

Text or summary was published in the February 12, 2020 issue of the Register, I.D. No. CVS-06-20-00008-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION**Jurisdictional Classification**

I.D. No. CVS-13-20-00014-A

Filing No. 536

Filing Date: 2021-05-10

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 1 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the exempt class.

Text or summary was published in the April 1, 2020 issue of the Register, I.D. No. CVS-13-20-00014-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION**Jurisdictional Classification**

I.D. No. CVS-13-20-00017-A

Filing No. 537

Filing Date: 2021-05-10

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 1 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the exempt class.

Text or summary was published in the April 1, 2020 issue of the Register, I.D. No. CVS-13-20-00017-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION**Jurisdictional Classification**

I.D. No. CVS-13-20-00018-A

Filing No. 539

Filing Date: 2021-05-10

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 1 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify a position in the exempt class.

Text or summary was published in the April 1, 2020 issue of the Register, I.D. No. CVS-13-20-00018-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Jurisdictional Classification

I.D. No. CVS-13-20-00019-A

Filing No. 544

Filing Date: 2021-05-10

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 1 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the exempt class.

Text or summary was published in the April 1, 2020 issue of the Register, I.D. No. CVS-13-20-00019-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Jurisdictional Classification

I.D. No. CVS-13-20-00020-A

Filing No. 543

Filing Date: 2021-05-10

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete positions in the non-competitive class.

Text or summary was published in the April 1, 2020 issue of the Register, I.D. No. CVS-13-20-00020-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Jurisdictional Classification

I.D. No. CVS-13-20-00021-A

Filing No. 542

Filing Date: 2021-05-10

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the non-competitive class.

Text or summary was published in the April 1, 2020 issue of the Register, I.D. No. CVS-13-20-00021-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Jurisdictional Classification

I.D. No. CVS-13-20-00022-A

Filing No. 538

Filing Date: 2021-05-10

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify a position in the non-competitive class.

Text or summary was published in the April 1, 2020 issue of the Register, I.D. No. CVS-13-20-00022-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Jurisdictional Classification

I.D. No. CVS-13-20-00023-A

Filing No. 541

Filing Date: 2021-05-10

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete positions from the non-competitive class.

Text or summary was published in the April 1, 2020 issue of the Register, I.D. No. CVS-13-20-00023-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Jurisdictional Classification

I.D. No. CVS-13-20-00024-A

Filing No. 540

Filing Date: 2021-05-10

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendixes 1 and 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To classify positions in the exempt and the non-competitive classes.

Text or summary was published in the April 1, 2020 issue of the Register, I.D. No. CVS-13-20-00024-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Jurisdictional Classification

I.D. No. CVS-13-20-00025-A

Filing No. 545

Filing Date: 2021-05-10

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of Appendix 2 of Title 4 NYCRR.

Statutory authority: Civil Service Law, section 6(1)

Subject: Jurisdictional Classification.

Purpose: To delete a position from and classify positions in the non-competitive class.

Text or summary was published in the April 1, 2020 issue of the Register, I.D. No. CVS-13-20-00025-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Jennifer Paul, NYS Department of Civil Service, Empire State Plaza, Agency Building 1, Albany, NY 12239, (518) 473-6598, email: commops@cs.ny.gov

Assessment of Public Comment

The agency received no public comment.

Statutory authority: Education Law, sections 101, 207, 215, 305, 3001, 3004 and 3009

Finding of necessity for emergency rule: Preservation of public health and general welfare.

Specific reasons underlying the finding of necessity: On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department adopted emergency regulations at the April, May, June, July, September, October, November, and December 2020 Board of Regents meetings to address numerous issues resulting from interruptions caused by the COVID-19 crisis, including numerous regulations providing flexibility for institutions of higher education, certificate holders, applicants for certification, and candidates in educator preparation programs. To address additional issues resulting from the interruptions caused by the COVID-19 crisis, it is necessary for the Department to adopt further higher education regulatory amendments related to the following:

- o Student Teaching;
- o Individual Evaluation Pathway to Certification;
- o Accreditation; and
- o Computer Science Tenure Area and Statement of Continued Eligibility.

The proposed amendment was presented to the Higher Education Committee for recommendation and to the Full Board for adoption as an emergency action at the February 2021 meeting of the Board of Regents. Because the Board of Regents meets at scheduled intervals, the earliest the proposed amendment could be presented for regular (non-emergency) adoption, after publication in the State Register and expiration of the 60-day public comment period required in the State Administrative Procedure Act (SAPA) sections 201(1) and (5), is the June 2021 Regents meeting. Furthermore, pursuant to SAPA 203(1), the earliest effective date of the proposed rule, if adopted at the June 2021 meeting, would be June 23, 2021, the date the Notice of Adoption would be published in the State Register. However, the February emergency rule will expire on May 9, 2021.

However, because the COVID-19 crisis is presently affecting the State of New York, a second emergency action is necessary at the April 2021 meeting, effective May 10, 2021 for the preservation of public health and the general welfare in order to immediately address issues arising from the COVID-19 crisis and to provide flexibility for certain higher education regulatory requirements in response to the COVID-19 crisis.

It is anticipated that the proposed rule will be presented for adoption as a permanent rule at the June 2021 Regents meeting, which is the first scheduled meeting after the 60-day public comment period prescribed by SAPA for State agency rule makings.

Subject: Providing Flexibility Relating to Higher Education Regulatory Requirements in Response to the COVID-19 Crisis.

Purpose: To provide flexibility for certain higher education related regulatory requirements in response to the COVID-19 crisis.

Substance of emergency rule (Full text is posted at the following State website: <http://www.counsel.nysed.gov/rules/full-text-indices>): On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. Subsequently, the Governor issued additional Executive Orders in response to the COVID-19 crisis, including orders directing the closure of schools and directing nonessential work personnel to work from home. In response, the Department has adopted emergency regulations to address numerous issues resulting from the interruptions caused by the COVID-19 crisis. To address additional issues resulting from the interruptions caused by the COVID-19 crisis, the Department is proposing further emergency regulatory amendments as follows:

- Professions
 - o Section 60.6 is amended to permit the Department, at its discretion, to renew limited permits in medicine for one additional 24-month period.
 - o Section 61.19(b) is amended to permit the Department to accept alternative means to be used by dentists and dental hygienists to obtain and/or maintain the required certification in cardiopulmonary resuscitation other than through an in-person course during the COVID-19 crisis.
- Receivership
 - o Section 100.19 is amended to provide that: (1) the Commissioner shall not use 2019-20 school year results to newly identify any schools as struggling, place any schools under independent receivership, or remove the designation of any schools as struggling or persistently struggling; (2) all schools identified as persistently struggling or struggling schools for

Education Department

EMERGENCY
RULE MAKING

Providing Flexibility Relating to Higher Education Regulatory Requirements in Response to the COVID-19 Crisis

I.D. No. EDU-08-21-00001-E

Filing No. 535

Filing Date: 2021-05-10

Effective Date: 2021-05-10

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of sections 30-1.2, 52.21, 80-3.7 and 80-3.14 of Title 8 NYCRR.

the 2019-20 school year shall remain so identified for the 2020-21 school year and all schools that operated under a school district superintendent receiver in the 2019-20 school year shall continue to operate under a school district superintendent receiver in the 2020-21 school year; and (3) the Commissioner may, upon a finding of good cause, modify for the 2019-20 through 2021-22 school years any timelines pertaining to notifications, plans, reports, or implementation of activities required by such section, except for any timelines prescribed by law.

- Higher Education

- o Section 80-3.7 is amended to allow any undergraduate or graduate level course completed during the spring, summer, or fall 2020 terms with a passing grade, or its equivalent, to count toward the content core or pedagogical core semester hour requirements for certification through the Individual Evaluation pathway. The passing grade, or its equivalent, must be in accordance with the pass/fail grading policy, or its equivalent, at the institution of higher education (e.g., credit/no credit, pass/fail, satisfactory/unsatisfactory policy).

- o Section 80-1.2(b) is amended to extend the expiration date of the Initial certificate, Initial Reissuance, Provisional certificate, Provisional Renewal, and the extensions of the initial and Provisional certificates from August 31, 2020 to January 31, 2021 to provide candidates with the time needed to work in schools and complete the requirements for the Professional or Permanent certificate. Additionally, such section is amended to extend the expiration date of the Conditional Initial certificate from August 31, 2020 to August 31, 2021 to provide candidates with the time needed to complete the edTPA, which requires working with students. An additional year gives candidates the time to establish a relationship with students, teach lessons and assess student learning, and prepare the edTPA submission once classroom routines are more consistent after the COVID-19 crisis.

- o Section 80-5.27 is added to create an Emergency COVID-19 certificate for candidates seeking certain certificates, extensions, and annotations because there is limited test center availability and schools have been closed pursuant to Executive Order(s) of the Governor due to the COVID-19 crisis. This certificate would be valid for two years. Candidates must apply for the certificate, extension, or annotation on or before September 1, 2021. They must also apply for the Emergency COVID-19 certificate, in the same certificate title as the certificate, extension, or annotation applied for, on or before September 1, 2021.

- o Section 52.21(c) is amended to exempt school district leader (SDL) and school business leader (SDBL) candidates from taking and passing the SDL and SDBL assessment, respectively, for program completion and for the institutional recommendation for the Professional certificate, if they completed all program requirements except the assessment requirement in the 2019-2020 or 2020-2021 academic year. The exemption enables these candidates to complete their program while there is limited test center availability due to the COVID-19 crisis and receive institutional recommendation for Professional certification, which would be needed to pursue the proposed Emergency COVID-19 certificate. The candidates would need to take and pass the SDL and SDBL assessment to earn Professional SDL and SDBL certification, respectively.

- o Section 52.21(c) is also amended to exempt candidates admitted to Transitional D programs leading to school district leader certification from taking and passing the SDL assessment for the institutional recommendation for the Transitional D certificate, if they completed all requirements for admitted candidates except the assessment requirement on or before September 1, 2021. The exemption enables Transitional D candidates to receive institutional recommendation for Transitional D certification while there is limited test center availability due to the COVID-19 crisis, which would be needed to pursue the proposed Emergency COVID-19 certificate. The candidates would need to take and pass the SDL assessment to earn Transitional D certification.

- Early Learning

- o Section 151-1.3(b) is amended to waive the requirement that school districts must annually monitor and track prekindergarten program effectiveness for the 2019-2020 school year and to waive the annual report of the percentage of prekindergarten children making significant gains for the 2019-2020 school year.

- Alternative High School Equivalency Program ("AHSEP")

- o Section 100.7 is amended to provide an extension to the June 30 application deadline for alternative high school equivalency preparation programs to be operated during the 2020-2021 school year.

- Curriculum and Instruction

- o Section 100.1 is amended to provide that a unit of credit may be earned where a student has not completed a unit of study due to the COVID-19 crisis but has otherwise achieved the standards assessed in the provided coursework;

- o Sections 100.2 and 100.5 are amended to provide an exemption to the diploma, credential, and endorsement requirements associated with the Regents examination, pathway assessment, alternative assessment, techni-

cal assessment, and locally developed test during the 2019-20 and 2020-21 school years due to the COVID-19 crisis so that students are still able to meet their diploma requirements;

- o Section 100.4 is amended to make a technical citation correction;

- o Section 100.5 is amended to provide that the 1,200 minutes of laboratory experience is not required for a student to qualify to take a Regents examination where such student is unable to meet the 1,200 minute requirement due to the COVID-19 crisis, and to provide that 1,200 minutes of lab experience is not required for a student to be exempted from a Regents examination;

- o Section 100.6 is amended to exempt students from the requirements for the career development and occupational studies commencement credential ("CDOS"), including the work readiness assessment, provided that the student is otherwise eligible to exit from high school and has otherwise demonstrated knowledge and skills relating to the CDOS learning standards; and

- o Section 100.7 is amended to provide an exemption from the subtests of the general comprehensive examination requirements for a high school equivalency diploma where students meet certain criteria for the 2019-20 and 2020-21 school years.

This notice is intended to serve only as a notice of emergency adoption. This agency intends to adopt the provisions of this emergency rule as a permanent rule, having previously submitted to the Department of State a notice of proposed rule making, I.D. No. EDU-08-21-00001-EP, Issue of February 24, 2021. The emergency rule will expire August 7, 2021.

Text of rule and any required statements and analyses may be obtained from: Kirti Goswami, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112EB, Albany, NY 12234, (518) 474-6400, email: legal@nysed.gov

Regulatory Impact Statement

1. STATUTORY AUTHORITY:

Education Law § 101 (not subdivided) charges the Department with the general management and supervision of all public schools and all of the educational work of the state.

Education Law § 207 (not subdivided) grants general rule-making authority to the Regents to carry into effect State educational laws and policies.

Education Law § 210 empowers the Regents to register domestic and foreign institutions in terms of New York standards, and fix the value of degrees, diplomas and certificates issued by institutions of other states or countries and presented to entrance to schools, colleges and the professions in New York.

Education Law § 215 empowers the Regents and the Commissioner to visit, examine into and inspect, any institution in the University and any school or institution under the educational supervision of the State and may require reports therefrom giving information as the Regents or the Commissioner prescribe.

Education Law § 305 authorizes the Commissioner to enforce the educational policies of this State and execute all educational policies determined by the Regents and shall prescribe the licensing of teachers employed in this State.

Education Law § 3001 establishes the qualifications of teachers in the classroom.

Education Law § 3004(1) authorizes the Commissioner to promulgate regulations governing the certification requirements for teachers employed in public schools.

Education Law § 3009 prohibits school districts from paying the salary of an unqualified teacher.

2. LEGISLATIVE OBJECTIVES:

The proposed amendment is consistent with the above statutory authority and is necessary to provide flexibility for certain higher education related regulatory requirements in response to the COVID-19 crisis.

3. NEEDS AND BENEFITS:

On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department adopted emergency regulations at the April, May, June, July, September, October, November, and December 2020 Board of Regents meetings to address numerous issues resulting from interruptions caused by the COVID-19 crisis, including numerous amendments providing flexibility for institutions of higher education, certificate holders, applicants for certification, and candidates in educator preparation programs. To address additional issues resulting from the interruptions caused by the COVID-19 crisis, the Department is proposing further emergency regulatory amendments relating to higher education as follows:

- Accreditation

- o The Department proposes to amend section 52.21 of the Commis-

sioner's regulations to provide additional time for institutions of higher education with both initial level and advanced level educator preparation programs, whose initial level programs have been reviewed and accredited by the Council for the Accreditation of Educator Preparation (CAEP) but whose advanced level programs have not yet been reviewed and accredited by CAEP, to complete the process for accreditation of their advanced level programs. These institutions may wait for the next accreditation review of their initial level programs to have their advanced level programs reviewed and accredited by CAEP, and those programs will be considered continuously accredited during that time period.

- Computer Science Tenure Area and Statement of Continued Eligibility (SOCE)

- o The Department proposes to amend section 30-1.2 of the Rules of the Board of Regents to extend the dates listed in the computer science tenure regulations, which are related to the Computer Science certificate, from September 1, 2022 to September 1, 2023. This one-year extension is consistent with the amendments to section 80-3.14 of the Commissioner's regulations providing a one-year extension for the Computer Science SOCE, signaling that teachers of computer science courses do not need to hold the Computer Science certificate or SOCE until September 1, 2023 described directly below.

- o Currently, for the Computer Science SOCE, teachers must be employed as teachers of computer science courses within the five years immediately preceding September 1, 2022 in a New York State public school, BOCES, or other school where teacher certification is required. The Department proposes to amend section 80-3.14 of the Commissioner's regulations to extend the application deadline for the Computer Science SOCE from September 1, 2022 to September 1, 2023. Additionally, the proposed amendment provides that teachers must be employed as teachers of computer science courses within six years immediately preceding September 1, 2023, rather than five. The proposed amendments are in response to schools offering fewer, if any, computer science courses during the COVID-19 pandemic, which may impact teachers' eligibility for the SOCE. The extensions provide school districts with more time to plan and offer needed computer science courses, which teachers must teach to receive the SOCE.

- Individual Evaluation Pathway to Certification

- o The Department proposes to amend section 80-3.7 to extend the date by which candidates who apply for certification through the Individual Evaluation pathway must satisfy a longer teaching experience requirement (e.g., 14 weeks instead of 40 days) from September 1, 2026 to September 1, 2027. This one-year extension is consistent with the proposed amendments to section 52.21 providing a one-year extension for registered teacher preparation programs to revise their student teaching requirements described immediately below.

- Student Teaching

- o The Department proposes to amend section 52.21 to provide a one-year extension for registered teacher preparation programs to revise their field experience and student teaching requirements in accordance with the Commissioner's regulations, establish memoranda of understanding or similar collaborative agreements related to clinical experiences, and ensure clinical experiences during community college programs, where applicable. With the extension, the required program changes would apply to candidates who first enroll in a registered program in the fall 2023 semester, instead of the fall 2022 semester and thereafter, to provide programs with additional time to make the required changes, if needed, because they have not been able to focus on making significant program changes during the COVID-19 pandemic.

4. COSTS:

- a. Costs to State government: The amendments do not impose any costs on State government.

- b. Costs to local government: The amendments do not impose any costs on local government.

- c. Costs to private regulated parties: The amendments do not impose any costs on private regulated parties.

- d. Costs to regulatory agency: There are no additional costs to the State Education Department.

5. LOCAL GOVERNMENT MANDATES:

The proposed amendments do not impose any additional program, service, duty or responsibility upon any local government.

6. PAPERWORK:

The proposed amendments do not impose any additional paperwork requirements.

7. DUPLICATION:

The proposed amendment does not duplicate existing State or Federal requirements.

8. ALTERNATIVES:

The proposed amendments are necessary to provide flexibility for certain higher education related regulatory requirement in response to the COVID-19 crisis. There are no significant alternatives to the proposed amendment and none were considered.

9. FEDERAL STANDARDS:

There are no applicable Federal standards.

10. COMPLIANCE SCHEDULE:

The emergency rule will become effective February 9, 2021. It is anticipated that the proposed amendment will be presented to the Board of Regents for adoption at its June 2021 meeting. If adopted at the June 2021 meeting, the proposed amendment will become effective on June 23, 2021. It is anticipated that regulated parties will be able to comply with the proposed amendment by the effective date.

Regulatory Flexibility Analysis

The proposed amendment applies to all higher education institutions including those located in the 44 rural counties with fewer than 200,000 inhabitants and the 71 towns and urban counties with a population density of 150 square miles or less.

On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department adopted emergency regulations at the April, May, June, July, September, October, November, and December 2020 Board of Regents meetings to address numerous issues resulting from interruptions caused by the COVID-19 crisis, including numerous amendments providing flexibility for institutions of higher education, certificate holders, applicants for certification, and candidates in educator preparation programs. To address additional issues resulting from the interruptions caused by the COVID-19 crisis, the Department is proposing further emergency regulatory amendments relating to higher education as follows:

- Accreditation

- o The Department proposes to amend section 52.21 of the Commissioner's regulations to provide additional time for institutions of higher education with both initial level and advanced level educator preparation programs, whose initial level programs have been reviewed and accredited by the Council for the Accreditation of Educator Preparation (CAEP) but whose advanced level programs have not yet been reviewed and accredited by CAEP, to complete the process for accreditation of their advanced level programs. These institutions may wait for the next accreditation review of their initial level programs to have their advanced level programs reviewed and accredited by CAEP, and those programs will be considered continuously accredited during that time period.

- Computer Science Tenure Area and Statement of Continued Eligibility (SOCE)

- o The Department proposes to amend section 30-1.2 of the Rules of the Board of Regents to extend the dates listed in the computer science tenure regulations, which are related to the Computer Science certificate, from September 1, 2022 to September 1, 2023. This one-year extension is consistent with the amendments to section 80-3.14 of the Commissioner's regulations providing a one-year extension for the Computer Science SOCE, signaling that teachers of computer science courses do not need to hold the Computer Science certificate or SOCE until September 1, 2023 described directly below.

- o Currently, for the Computer Science SOCE, teachers must be employed as teachers of computer science courses within the five years immediately preceding September 1, 2022 in a New York State public school, BOCES, or other school where teacher certification is required. The Department proposes to amend section 80-3.14 of the Commissioner's regulations to extend the application deadline for the Computer Science SOCE from September 1, 2022 to September 1, 2023. Additionally, the proposed amendment provides that teachers must be employed as teachers of computer science courses within six years immediately preceding September 1, 2023, rather than five. The proposed amendments are in response to schools offering fewer, if any, computer science courses during the COVID-19 pandemic, which may impact teachers' eligibility for the SOCE. The extensions provide school districts with more time to plan and offer needed computer science courses, which teachers must teach to receive the SOCE.

- Individual Evaluation Pathway to Certification

- o The Department proposes to amend section 80-3.7 to extend the date by which candidates who apply for certification through the Individual Evaluation pathway must satisfy a longer teaching experience requirement (e.g., 14 weeks instead of 40 days) from September 1, 2026 to September 1, 2027. This one-year extension is consistent with the proposed amendments to section 52.21 providing a one-year extension for registered teacher preparation programs to revise their student teaching requirements described immediately below.

- Student Teaching

- o The Department proposes to amend section 52.21 to provide a one-year extension for registered teacher preparation programs to revise their field experience and student teaching requirements in accordance with the Commissioner's regulations, establish memoranda of understanding or

similar collaborative agreements related to clinical experiences, and ensure clinical experiences during community college programs, where applicable. With the extension, the required program changes would apply to candidates who first enroll in a registered program in the fall 2023 semester, instead of the fall 2022 semester and thereafter, to provide programs with additional time to make the required changes, if needed, because they have not been able to focus on making significant program changes during the COVID-19 pandemic.

The amendment does not impose any new recordkeeping or other compliance requirements and will not have an adverse economic impact on small businesses or local governments. Because it is evident from the nature of the proposed technical amendment that it will not affect small businesses or local governments, no further steps were needed to ascertain that fact and none were taken. Accordingly, a regulatory flexibility analysis for small businesses is not required and one has not been prepared.

Rural Area Flexibility Analysis

The purpose of the proposed amendments to the Regulations of the Commissioner of Education is to provide flexibility for certain higher education related regulatory requirements in response to the COVID-19 crisis. On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department adopted emergency regulations at the April, May, June, July, September, October, November, and December 2020 Board of Regents meetings to address numerous issues resulting from interruptions caused by the COVID-19 crisis, including numerous amendments providing flexibility for institutions of higher education, certificate holders, applicants for certification, and candidates in educator preparation programs. To address additional issues resulting from the interruptions caused by the COVID-19 crisis, the Department is proposing further emergency regulatory amendments relating to higher education as follows:

- Accreditation
 - o The Department proposes to amend section 52.21 of the Commissioner's regulations to provide additional time for institutions of higher education with both initial level and advanced level educator preparation programs, whose initial level programs have been reviewed and accredited by the Council for the Accreditation of Educator Preparation (CAEP) but whose advanced level programs have not yet been reviewed and accredited by CAEP, to complete the process for accreditation of their advanced level programs. These institutions may wait for the next accreditation review of their initial level programs to have their advanced level programs reviewed and accredited by CAEP, and those programs will be considered continuously accredited during that time period.

- Computer Science Tenure Area and Statement of Continued Eligibility (SOCE)

- o The Department proposes to amend section 30-1.2 of the Rules of the Board of Regents to extend the dates listed in the computer science tenure regulations, which are related to the Computer Science certificate, from September 1, 2022 to September 1, 2023. This one-year extension is consistent with the amendments to section 80-3.14 of the Commissioner's regulations providing a one-year extension for the Computer Science SOCE, signaling that teachers of computer science courses do not need to hold the Computer Science certificate or SOCE until September 1, 2023 described directly below.

- o Currently, for the Computer Science SOCE, teachers must be employed as teachers of computer science courses within the five years immediately preceding September 1, 2022 in a New York State public school, BOCES, or other school where teacher certification is required. The Department proposes to amend section 80-3.14 of the Commissioner's regulations to extend the application deadline for the Computer Science SOCE from September 1, 2022 to September 1, 2023. Additionally, the proposed amendment provides that teachers must be employed as teachers of computer science courses within six years immediately preceding September 1, 2023, rather than five. The proposed amendments are in response to schools offering fewer, if any, computer science courses during the COVID-19 pandemic, which may impact teachers' eligibility for the SOCE. The extensions provide school districts with more time to plan and offer needed computer science courses, which teachers must teach to receive the SOCE.

- Individual Evaluation Pathway to Certification

- o The Department proposes to amend section 80-3.7 to extend the date by which candidates who apply for certification through the Individual Evaluation pathway must satisfy a longer teaching experience requirement (e.g., 14 weeks instead of 40 days) from September 1, 2026 to September 1, 2027. This one-year extension is consistent with the proposed amendments to section 52.21 providing a one-year extension for registered teacher preparation programs to revise their student teaching requirements described immediately below.

- Student Teaching

- o The Department proposes to amend section 52.21 to provide a one-year extension for registered teacher preparation programs to revise their field experience and student teaching requirements in accordance with the Commissioner's regulations, establish memoranda of understanding or similar collaborative agreements related to clinical experiences, and ensure clinical experiences during community college programs, where applicable. With the extension, the required program changes would apply to candidates who first enroll in a registered program in the fall 2023 semester, instead of the fall 2022 semester and thereafter, to provide programs with additional time to make the required changes, if needed, because they have not been able to focus on making significant program changes during the COVID-19 pandemic.

The proposed amendment provides flexibility for certain higher education regulatory requirements during the COVID-19 crisis. Thus, the proposed amendment does not adversely impact entities in rural areas of New York State. Accordingly, no further steps were needed to ascertain the impact of the proposed amendment on entities in rural areas and none were taken. Thus, a rural flexibility analysis is not required and one has not been prepared.

Job Impact Statement

On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department adopted emergency regulations at the April, May, June, July, September, October, November, and December 2020 Board of Regents meetings to address numerous issues resulting from interruptions caused by the COVID-19 crisis, including numerous amendments providing flexibility for institutions of higher education, certificate holders, applicants for certification, and candidates in educator preparation programs. To address additional issues resulting from the interruptions caused by the COVID-19 crisis, the Department is proposing further emergency regulatory amendments relating to higher education as follows:

- Accreditation

- o The Department proposes to amend section 52.21 of the Commissioner's regulations to provide additional time for institutions of higher education with both initial level and advanced level educator preparation programs, whose initial level programs have been reviewed and accredited by the Council for the Accreditation of Educator Preparation (CAEP) but whose advanced level programs have not yet been reviewed and accredited by CAEP, to complete the process for accreditation of their advanced level programs. These institutions may wait for the next accreditation review of their initial level programs to have their advanced level programs reviewed and accredited by CAEP, and those programs will be considered continuously accredited during that time period.

- Computer Science Tenure Area and Statement of Continued Eligibility (SOCE)

- o The Department proposes to amend section 30-1.2 of the Rules of the Board of Regents to extend the dates listed in the computer science tenure regulations, which are related to the Computer Science certificate, from September 1, 2022 to September 1, 2023. This one-year extension is consistent with the amendments to section 80-3.14 of the Commissioner's regulations providing a one-year extension for the Computer Science SOCE, signaling that teachers of computer science courses do not need to hold the Computer Science certificate or SOCE until September 1, 2023 described directly below.

- o Currently, for the Computer Science SOCE, teachers must be employed as teachers of computer science courses within the five years immediately preceding September 1, 2022 in a New York State public school, BOCES, or other school where teacher certification is required. The Department proposes to amend section 80-3.14 of the Commissioner's regulations to extend the application deadline for the Computer Science SOCE from September 1, 2022 to September 1, 2023. Additionally, the proposed amendment provides that teachers must be employed as teachers of computer science courses within six years immediately preceding September 1, 2023, rather than five. The proposed amendments are in response to schools offering fewer, if any, computer science courses during the COVID-19 pandemic, which may impact teachers' eligibility for the SOCE. The extensions provide school districts with more time to plan and offer needed computer science courses, which teachers must teach to receive the SOCE.

- Individual Evaluation Pathway to Certification

- o The Department proposes to amend section 80-3.7 to extend the date by which candidates who apply for certification through the Individual Evaluation pathway must satisfy a longer teaching experience requirement (e.g., 14 weeks instead of 40 days) from September 1, 2026 to September 1, 2027. This one-year extension is consistent with the proposed amendments to section 52.21 providing a one-year extension for

registered teacher preparation programs to revise their student teaching requirements described immediately below.

- Student Teaching

- o The Department proposes to amend section 52.21 to provide a one-year extension for registered teacher preparation programs to revise their field experience and student teaching requirements in accordance with the Commissioner's regulations, establish memoranda of understanding or similar collaborative agreements related to clinical experiences, and ensure clinical experiences during community college programs, where applicable. With the extension, the required program changes would apply to candidates who first enroll in a registered program in the fall 2023 semester, instead of the fall 2022 semester and thereafter, to provide programs with additional time to make the required changes, if needed, because they have not been able to focus on making significant program changes during the COVID-19 pandemic.

Because it is evident from the nature of the proposed amendment that it will have no impact on the number of jobs or employment opportunities in New York State, no further steps were needed to ascertain that fact and none were taken.

Assessment of Public Comment

The agency received no public comment.

EMERGENCY/PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Providing Flexibility for Hands-Only CPR Instruction, the NYS Seal of Biliteracy, and Health Examinations and Certificates

I.D. No. EDU-21-21-00007-EP

Filing No. 550

Filing Date: 2021-05-11

Effective Date: 2021-05-11

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Proposed Action: Amendment of sections 100.2(c), 100.5(h) and 136.3 of Title 8 NYCRR.

Statutory authority: Education Law, sections 101, 207, 208, 209, 305, 308, 309, 804-c and 815

Finding of necessity for emergency rule: Preservation of public health and general welfare.

Specific reasons underlying the finding of necessity: On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department presented, and the Board of Regents voted to adopt, numerous emergency regulations to address issues resulting from interruptions caused by the COVID-19 crisis and to provide regulatory flexibility during the crisis. To address additional issues resulting from the interruptions caused by the COVID-19 crisis and to provide additional regulatory flexibility, the Department is proposing further emergency regulatory amendments as follows:

- Hands Only CPR

- o At its September 2020 meeting, the Board of Regents permanently adopted amendments to section 100.2(c)(11) to provide an exemption to the requirement that senior high schools provide an opportunity to students to demonstrate the psychomotor skills necessary to perform hands-only compression CPR for the 2019-2020 school year due to schools being closed in response to the COVID-19 crisis.

- o As schools have had varying levels of in-person instruction in the 2020-2021 school year, the Department is now proposing to extend such exemption to the 2020-2021 school year where schools were unable to provide such instruction as a result of providing remote or hybrid instruction during the COVID-19 crisis.

- Seal of Biliteracy

- o At its December 2020 meeting, the Board of Regents permanently adopted amendments to section 100.5(h)(4)(a) of the Commissioner's regulations to provide that students who were unable to take applicable Regents exams due to COVID-19-related cancellations could nevertheless satisfy criteria for the New York State Seal of Biliteracy (NYSSB) that would have been met by the required June 2020 or August 2020 Regents exam(s), provided that such students have been exempted from the applicable Regents examinations in accordance with section 100.5(a)(5)(iv) of the Commissioner's regulations.

- o Additionally, at its December 2020 and March 2021 meetings, the Board of Regents adopted emergency regulations extending the exemption from the diploma, credential, and endorsement requirements associated with Regents examinations to include the January, June, and August 2021 administration of the Regents examinations, respectively. Therefore, the Department is now proposing to amend section 100.5(h)(4)(a) of the Commissioner's regulations to extend the regulatory flexibility for the Regents exam requirements for the NYSSB to also include the January, June, and August 2021 administrations.

- Health Examination and Certificates

- o The Department proposes to amend section 136.3(b) and (c) of the Commissioner's regulations to provide that, for the 2020-21 school year, where a student is required to obtain a health examination/health certificate in the requisite grade, but has been unable to do so due to the COVID-19 crisis, such student shall submit such health examination/health certificate by September 1, 2021.

Since the Board of Regents meets at fixed intervals, the earliest the proposed amendment could be adopted by regular (nonemergency) action after expiration of the 60-day public comment period provided for in the State Administrative Procedure Act (SAPA) sections 201(1) and (5) would be the September 2021 Regents meeting. Furthermore, pursuant to SAPA 203(1), the earliest effective date of the proposed rule, if adopted at the September meeting, would be September 29, 2021, the date the Notice of Adoption would be published in the State Register.

Therefore, because the COVID-19 crisis is presently affecting the State of New York, emergency action is necessary at the May 2021 meeting for the preservation of the public health and general welfare in order to immediately provide flexibility for certain regulatory requirements in response to the COVID-19 crisis.

It is anticipated that the proposed rule will be presented to the Board of Regents for adoption as a permanent rule at the September 2021 meeting, which is the first scheduled meeting after expiration of the 60-day public comment period mandated by SAPA for state agency rule making. However, since the emergency action will expire before the September 2021 Regents meeting, it is anticipated that an additional emergency action will be presented for adoption at the July 2021 Regents meeting.

Subject: Providing flexibility for hands-only CPR instruction, the NYS Seal of Biliteracy, and health examinations and certificates.

Purpose: To provide regulatory flexibility in response to the COVID-19 crisis.

Text of emergency/proposed rule: 1. Subparagraph (v) of paragraph (11) of subdivision (c) of section 100.2 of the Regulations of the Commissioner of Education is amended to read as follows:

(v) Notwithstanding the provisions of this subdivision, senior high schools shall be exempted from providing an opportunity to students to demonstrate the psychomotor skills necessary to perform hands-only compression cardiopulmonary resuscitation required by this paragraph:

(a) for the 2019-2020 school year where such schools were unable to provide such opportunity due to school closures ordered pursuant to an Executive Order of the Governor pursuant to a State of emergency for the COVID-19 crisis; and

(b) for the 2020-2021 school year where such schools were unable to provide such opportunity as a result of providing remote or hybrid instruction during the COVID-19 crisis.

2. Clause (a) of subparagraph (ii) of paragraph (4) of subdivision (h) of section 100.5 of the Regulations of the Commissioner of Education is amended to read as follows:

(a) Area 1: Criteria for Demonstrating Proficiency in English.

(1) Students shall earn one point per item for achieving the following items:

(i) Score 75 or higher on the NYS Comprehensive English Regents Examination, or score 80 or higher on the NYS Regents Examination in English Language Arts (however, students in schools with an alternate pathway for graduation approved by the Commissioner will be held to those schools' criteria), or students who have been exempted from the applicable Regents Examination in English Language Arts in the June 2020 or August 2020 Regents examination administration pursuant to subparagraph (vi) of paragraph (5) of subdivision (a) of this section, or English Language Learners (ELLs) score 75 or above on two Regents exams other than English, without translation, or ELLs have been exempted from two of the applicable Regents examinations in the June 2020[or], August 2020, January 2021, June 2021 or August 2021 Regents examination [administration as] administrations pursuant to subparagraph (vi) of paragraph (5) of subdivision (a) of this section[.];

(ii) ELLs earn an overall score of 290 on the New York State English as a Second Language Achievement Test (NYSESLAT) or who were identified in the 2019-2020 school year at the Transitioning or Expanding English Language Proficiency Level by the statewide English language proficiency identification assessment or the annual English

language proficiency assessment and who earned credit in a course of study for English as a New Language or Bilingual Education in the 2019-2020 school year.

3. Paragraph (1) of subdivisions (b) and (c) of section 136.3 of the Regulations of the Commissioner of Education are amended to read as follows:

(1) Except in the city school district of the city of New York, it shall be the duty of the trustees and boards of education to require each student enrolled in the public school to have a satisfactory health examination conducted by a duly licensed physician, physician assistant or nurse practitioner, upon the student's entrance in such school at any grade level and for each student entering pre-kindergarten or kindergarten and in the 1st, 3rd, 5th, 7th, 9th and 11th grades. Such examination shall be acceptable for purposes of this section if it is administered not more than 12 months prior to the commencement of the school year in which the examination is required, provided however, *that for the 2020-2021 school year where a student is unable to obtain a health examination in the required grade pursuant to this paragraph due to the COVID-19 crisis, such student shall obtain such health examination by September 1, 2021.*

(1) Health certificates. It shall be the duty of the trustees and boards of education to require that each student, within 30 days after his or her entrance into school and within 30 days after his or her entry into pre-kindergarten or kindergarten, 1st, 3rd, 5th, 7th, 9th and 11th grades, submit to the principal or the principal's designee a health certificate that meets the requirements of this paragraph, provided that no health certificate shall be required of a student for which an accommodation for religious beliefs is made pursuant to subdivision (f) of this section, *provided further, however, that for the 2020-2021 school year where a student is unable to obtain a health certificate in the required grade pursuant to this paragraph due to the COVID-19 crisis, such student shall submit such health examination by September 1, 2021.*

This notice is intended: to serve as both a notice of emergency adoption and a notice of proposed rule making. The emergency rule will expire August 8, 2021.

Text of rule and any required statements and analyses may be obtained from: Kirti Goswami, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112EB, Albany, NY 12234, (518) 474-6400, email: legal@nysed.gov

Data, views or arguments may be submitted to: Julia Patane, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112EB, Albany, NY 12234, (518) 474-6400, email: REGCOMMENTS@nysed.gov

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. STATUTORY AUTHORITY:

Education Law § 101 continues existence of Education Department, with Board of Regents as its head, and authorizes Regents to appoint Commissioner of Education as Department's Chief Administrative Officer, which is charged with general management and supervision of all public schools and educational work of State.

Education Law § 207 empowers Regents and Commissioner to adopt rules and regulations to carry out State education laws and functions and duties conferred on the Department.

Education Law § 208 empowers the Regents to confer by diploma honorary degrees as they deem proper, establish examinations and award and confer suitable certificates, diplomas and degrees on persons who meet the prescribed requirements for such.

Education Law § 209 provides that the Regents shall establish, in secondary institutions, examinations in studies furnishing a suitable standard of graduation therefrom and of admission to colleges, and certificates or diplomas shall be conferred by the Regents to students who satisfactorily pass such examinations.

Education Law § 305 authorizes the Commissioner to enforce the educational policies of this State and execute all educational policies determined by the Regents and shall prescribe the licensing of teachers employed in this State.

Education Law § 308 empowers the commissioner to cause to be instituted such proceedings and processes as may be necessary to properly enforce and give effect to any provision in the Education Law or in any other general or special law pertaining to the school system of the state or any part thereof or to any school district or city and to enforce any rule or direction of the regents.

Education Law § 309 provides that the schools of every union free school district and of every city in all their departments are subject to the visitation of the commissioner and charges the commissioner with the general supervision of their board of education and their management and conduct of all departments of instruction.

Education Law § 804-c(2) permits the Commissioner to prescribe regulations governing health education course which shall include instruction in CPR.

Education Law § 815 establishes the New York State Seal of Biliteracy program to recognize high school graduates who have attained a "high level of proficiency in listening, speaking, reading, and writing in one or more languages, in addition to English." Subdivision (2)(b) of section 815 directs the Board of Regents to promulgate regulations as may be necessary to establish the criteria that students must achieve to earn a State Seal of Biliteracy.

2. LEGISLATIVE OBJECTIVES:

The proposed amendments are consistent with the above statutory authority and are necessary to provide regulatory flexibility for hands-only CPR instruction, the NYS Seal of Biliteracy, and health examinations and certificates in response to the COVID-19 crisis.

3. NEEDS AND BENEFITS:

On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department presented, and the Board of Regents voted to adopt, numerous emergency regulations to address issues resulting from interruptions caused by the COVID-19 crisis and to provide regulatory flexibility during the crisis. To address additional issues resulting from the interruptions caused by the COVID-19 crisis and to provide additional regulatory flexibility, the Department is proposing further emergency regulatory amendments as follows:

Hands Only CPR

- At its September 2020 meeting, the Board of Regents permanently adopted amendments to section 100.2(c)(11) to provide an exemption to the requirement that senior high schools provide an opportunity to students to demonstrate the psychomotor skills necessary to perform hands-only compression CPR for the 2019-2020 school year due to schools being closed in response to the COVID-19 crisis.

- As schools have had varying levels of in-person instruction in the 2020-2021 school year, the Department is now proposing to extend such exemption to the 2020-2021 school year where schools were unable to provide such instruction as a result of providing remote or hybrid instruction during the COVID-19 crisis.

Seal of Biliteracy

- At its December 2020 meeting, the Board of Regents permanently adopted amendments to section 100.5(h)(4)(a) of the Commissioner's regulations to provide that students who were unable to take certain Regents exams due to COVID-19-related cancellations could nevertheless satisfy criteria for the New York State Seal of Biliteracy (NYSSB), provided that such students were exempted from the applicable (June or August 2020) Regents examinations in accordance with section 100.5(a)(5)(iv) of the Commissioner's regulations.

- Additionally, at its December 2020 and March 2021 meetings, the Board of Regents adopted emergency regulations extending the exemption from the diploma, credential, and endorsement requirements associated with the June and August 2020 administrations of Regents examinations to include the January, June, and August 2021 administrations of the Regents examinations. Therefore, the Department is now proposing to amend section 100.5(h)(4)(a) of the Commissioner's regulations to extend the regulatory flexibility for the Regents exam requirements for the NYSSB to also include the January, June, and August 2021 administrations.

Health Examination and Certificates

- The Department proposes to amend section 136.3(b) and (c) of the Commissioner's regulations to provide that for the 2020-21 school year, where a student is required to obtain a health examination/health certificate in the requisite grade, but has been unable to do so due to the COVID-19 crisis, such student shall submit such health examination/health certificate by September 1, 2021.

4. COSTS:

- a. Costs to State government: The amendments do not impose any costs on State government.
- b. Costs to local government: The amendments do not impose any costs on local government.
- c. Costs to private regulated parties: The amendments do not impose any costs on private regulated parties.
- d. Cost to the regulatory agency: There are no additional costs to the State Education Department.

5. LOCAL GOVERNMENT MANDATES:

The proposed amendment does not impose any additional program, service, duty or responsibility upon any local government.

6. PAPERWORK:

The proposed amendment does not impose any additional paperwork requirements.

7. DUPLICATION:

The proposed amendment does not duplicate existing State or Federal requirements.

8. ALTERNATIVES:

The proposed amendments are necessary to provide regulatory flexibility for hands-only CPR instruction, the NYS Seal of Biliteracy, and health examinations and certificates in response to the COVID-19 crisis. There are no significant alternatives to the proposed amendments and none were considered.

9. FEDERAL STANDARDS:

There are no applicable Federal standards.

10. COMPLIANCE SCHEDULE:

The emergency rule will become effective May 11, 2021. It is anticipated that the proposed amendment will be presented for permanent adoption at the September 2021 Regents meeting, after publication of the proposed amendment in the State Register and expiration of the 60-day public comment period required under the State Administrative Procedure Act. Because the emergency action will expire before the September Regents meeting, it is anticipated that an additional emergency action will be presented for adoption at the July meeting. If adopted at the September meeting, the proposed amendment will become effective as a permanent rule on September 29, 2021. It is anticipated that regulated parties will be able to comply with the proposed amendment by the effective date.

Regulatory Flexibility Analysis**(a) Small businesses:**

The proposed rule provides regulatory flexibility for hands-only CPR instruction, the NYS Seal of Biliteracy, and health examinations and certificates in response to the COVID-19 crisis. The proposed amendments do not impose any adverse economic impact, reporting, recordkeeping or any other compliance requirements on small businesses. Because it is evident from the nature of the proposed amendments that they do not affect small businesses, no further measures were needed to ascertain that fact, and none were taken. Accordingly, a regulatory flexibility analysis for small businesses is not required and one has not been prepared.

(b) Local governments:**1. EFFECT OF RULE:**

The purpose of the proposed amendments is to provide regulatory flexibility for hands-only CPR instruction, the NYS Seal of Biliteracy, and health examinations and certificates in response to the COVID-19 crisis. The proposed amendments apply to each of the 695 public school districts in the State.

2. COMPLIANCE REQUIREMENTS:

On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department presented, and the Board of Regents voted to adopt, numerous emergency regulations to address issues resulting from interruptions caused by the COVID-19 crisis and to provide regulatory flexibility during the crisis. To address additional issues resulting from the interruptions caused by the COVID-19 crisis and to provide additional regulatory flexibility, the Department is proposing further emergency regulatory amendments as follows:

Hands Only CPR

- At its September 2020 meeting, the Board of Regents permanently adopted amendments to section 100.2(c)(11) to provide an exemption to the requirement that senior high schools provide an opportunity to students to demonstrate the psychomotor skills necessary to perform hands-only compression CPR for the 2019-2020 school year due to schools being closed in response to the COVID-19 crisis.

- As schools have had varying levels of in-person instruction in the 2020-2021 school year, the Department is now proposing to extend such exemption to the 2020-2021 school year where schools were unable to provide such instruction as a result of providing remote or hybrid instruction during the COVID-19 crisis.

Seal of Biliteracy

- At its December 2020 meeting, the Board of Regents permanently adopted amendments to section 100.5(h)(4)(a) of the Commissioner's regulations to provide that students who were unable to take certain Regents exams due to COVID-19-related cancellations could nevertheless satisfy criteria for the New York State Seal of Biliteracy (NYSSB), provided that such students were exempted from the applicable (June or August 2020) Regents examinations in accordance with section 100.5(a)(5)(iv) of the Commissioner's regulations.

- Additionally, at its December 2020 and March 2021 meetings, the Board of Regents adopted emergency regulations extending the exemption from the diploma, credential, and endorsement requirements associated with the June and August 2020 administrations of Regents examinations to include the January, June, and August 2021 administrations of the Regents examinations. Therefore, the Department is now proposing to

amend section 100.5(h)(4)(a) of the Commissioner's regulations to extend the regulatory flexibility for the Regents exam requirements for the NYSSB to also include the January, June, and August 2021 administrations.

Health Examination and Certificates

- The Department proposes to amend section 136.3(b) and (c) of the Commissioner's regulations to provide that for the 2020-21 school year, where a student is required to obtain a health examination/health certificate in the requisite grade, but has been unable to do so due to the COVID-19 crisis, such student shall submit such health examination/health certificate by September 1, 2021.

3. PROFESSIONAL SERVICES:

The proposed amendment does not impose any additional professional services requirements on local governments.

4. COMPLIANCE COSTS:

The proposed amendment will not impose any additional costs on local governments beyond those imposed by statute.

5. ECONOMIC AND TECHNOLOGICAL FEASIBILITY:

The proposed rule does not impose any additional costs or technological requirements on local governments.

6. MINIMIZING ADVERSE IMPACT:

The proposed amendments are necessary to provide flexibility for certain regulatory requirements in response to the COVID-19 crisis. Accordingly, no alternatives were considered.

7. LOCAL GOVERNMENT PARTICIPATION:

Comments on the proposed rule were solicited from school districts through the offices of the district superintendents of each supervisory district in the State and from the chief school officers of the five big city school districts.

Rural Area Flexibility Analysis

The purpose of the proposed amendments to the Regulations of the Commissioner of Education is to provide regulatory flexibility for hands-only CPR instruction, the NYS Seal of Biliteracy, and health examinations and certificates in response to the COVID-19 crisis. On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. In response, the Department presented, and the Board of Regents voted to adopt, numerous emergency regulations to address issues resulting from interruptions caused by the COVID-19 crisis and to provide regulatory flexibility during the crisis. To address additional issues resulting from the interruptions caused by the COVID-19 crisis and to provide additional regulatory flexibility, the Department is proposing further emergency regulatory amendments as follows:

Hands Only CPR

- At its September 2020 meeting, the Board of Regents permanently adopted amendments to section 100.2(c)(11) to provide an exemption to the requirement that senior high schools provide an opportunity to students to demonstrate the psychomotor skills necessary to perform hands-only compression CPR for the 2019-2020 school year due to schools being closed in response to the COVID-19 crisis.

- As schools have had varying levels of in-person instruction in the 2020-2021 school year, the Department is now proposing to extend such exemption to the 2020-2021 school year where schools were unable to provide such instruction as a result of providing remote or hybrid instruction during the COVID-19 crisis.

Seal of Biliteracy

- At its December 2020 meeting, the Board of Regents permanently adopted amendments to section 100.5(h)(4)(a) of the Commissioner's regulations to provide that students who were unable to take certain Regents exams due to COVID-19-related cancellations could nevertheless satisfy criteria for the New York State Seal of Biliteracy (NYSSB), provided that such students were exempted from the applicable (June or August 2020) Regents examinations in accordance with section 100.5(a)(5)(iv) of the Commissioner's regulations.

- Additionally, at its December 2020 and March 2021 meetings, the Board of Regents adopted emergency regulations extending the exemption from the diploma, credential, and endorsement requirements associated with the June and August 2020 administrations of Regents examinations to include the January, June, and August 2021 administrations of the Regents examinations. Therefore, the Department is now proposing to amend section 100.5(h)(4)(a) of the Commissioner's regulations to extend the regulatory flexibility for the Regents exam requirements for the NYSSB to also include the January, June, and August 2021 administrations.

Health Examination and Certificates

- The Department proposes to amend section 136.3(b) and (c) of the Commissioner's regulations to provide that for the 2020-21 school year, where a student is required to obtain a health examination/health certificate

cate in the requisite grade, but has been unable to do so due to the COVID-19 crisis, such student shall submit such health examination/health certificate by September 1, 2021.

The proposed amendment provides flexibility for certain regulatory requirements during the COVID-19 crisis. Thus, the proposed amendment does not adversely impact entities in rural areas of New York State. Accordingly, no further steps were needed to ascertain the impact of the proposed amendment on entities in rural areas and none were taken. Thus, a rural flexibility analysis is not required and one has not been prepared.

Job Impact Statement

The purpose of the proposed amendments is to provide regulatory flexibility for hands-only CPR instruction, the NYS Seal of Biliteracy, and health examinations and certificates in response to the COVID-19 crisis. The proposed amendment provides flexibility related to the following:

Hands Only CPR

- At its September 2020 meeting, the Board of Regents permanently adopted amendments to section 100.2(c)(11) to provide an exemption to the requirement that senior high schools provide an opportunity to students to demonstrate the psychomotor skills necessary to perform hands-only compression CPR for the 2019-2020 school year due to schools being closed in response to the COVID-19 crisis.

- As schools have had varying levels of in-person instruction in the 2020-2021 school year, the Department is now proposing to extend such exemption to the 2020-2021 school year where schools were unable to provide such instruction as a result of providing remote or hybrid instruction during the COVID-19 crisis.

Seal of Biliteracy

- At its December 2020 meeting, the Board of Regents permanently adopted amendments to section 100.5(h)(4)(a) of the Commissioner's regulations to provide that students who were unable to take certain Regents exams due to COVID-19-related cancellations could nevertheless satisfy criteria for the New York State Seal of Biliteracy (NYSSB), provided that such students were exempted from the applicable (June or August 2020) Regents examinations in accordance with section 100.5(a)(5)(iv) of the Commissioner's regulations.

- Additionally, at its December 2020 and March 2021 meetings, the Board of Regents adopted emergency regulations extending the exemption from the diploma, credential, and endorsement requirements associated with the June and August 2020 administrations of Regents examinations to include the January, June, and August 2021 administrations of the Regents examinations. Therefore, the Department is now proposing to amend section 100.5(h)(4)(a) of the Commissioner's regulations to extend the regulatory flexibility for the Regents exam requirements for the NYSSB to also include the January, June, and August 2021 administrations.

Health Examination and Certificates

- The Department proposes to amend section 136.3(b) and (c) of the Commissioner's regulations to provide that for the 2020-21 school year, where a student is required to obtain a health examination/health certificate in the requisite grade, but has been unable to do so due to the COVID-19 crisis, such student shall submit such health examination/health certificate by September 1, 2021.

Because it is evident from the nature of the proposed amendment that it will have no impact on the number of jobs or employment opportunities in New York State, no further steps were needed to ascertain that fact and none were taken.

NOTICE OF EMERGENCY ADOPTION AND REVISED RULE MAKING NO HEARING(S) SCHEDULED

Addressing the COVID-19 Crisis

I.D. No. EDU-20-20-00008-ERP

Filing No. 549

Filing Date: 2021-05-11

Effective Date: 2021-05-11

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action Taken: Addition of section 80-5.27; amendment of sections 52.21, 60.6, 61.9, 80-1.2, 80-3.7, 100.1, 100.2 100.4, 100.5, 100.6, 100.7, 100.19 and 151-1.3 of Title 8 NYCRR.

Statutory authority: Education Law, sections 101, 207, 209, 210, 211-f, 214, 215, 305, 3001, 3004, 3009, 3204, 3205, 3602, 3602-3, 3602-ee, 1111(b)(3), (c)(4), (d)(2), 6525, 6611; Every Student Succeeds Act of

2015, 20 U.S.C. sections 6301 et seq. (Public Law 114-95, 129, STAT. 1802)

Finding of necessity for emergency rule: Preservation of public health and general welfare.

Specific reasons underlying the finding of necessity: On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. Subsequently, the Governor issued additional Executive Orders in response to the COVID-19 crisis, including orders directing the closure of schools and directing nonessential work personnel to work from home. In response, the Department adopted emergency regulations to address numerous issues resulting from the interruptions caused by the COVID-19 crisis. The Department first presented these proposed amendments to the Full Board for adoption as an emergency action at the May 2020 Regents meeting, effective May 5, 2020. At the June, July, September, October, and December 2020, and February and March 2021 Board meetings, the Department revised the proposed amendments to provide clarification and additional regulatory flexibility. The Department is now proposing additional revisions to the proposed amendment to provide additional flexibility related to the Emergency COVID-19 certificate and to clarify the amendments relating to the sub-tests of the general comprehensive examination requirements for a high school equivalency diploma. The proposed amendments provide flexibility related to the following:

- Renewal of limited permits in medicine;
- In-person CPR course certification requirements for dentists and dental hygienists;
- The takeover and restructuring of struggling and persistently struggling schools;
- Teacher certification through the Individual Evaluation pathway;
- Expiration dates of the Initial certificate, Initial Reissuance, Provisional certificate, Provisional Renewal, and Conditional Initial certificate for teacher candidates;
- Emergency COVID-19 teaching certificates;
- School district leader and school district business leader assessments;
- Annual monitoring and tracking of prekindergarten program effectiveness and the annual report of the percentage of prekindergarten children making significant gains;
- Application deadline for alternative high school equivalency preparation programs;
- Unit of study requirements;
- Regents examinations, pathway assessments, alternative assessments, technical assessments, work-readiness assessments, and locally developed test requirements for a diploma;
- NYS career and development and occupational studies commencement credential; and
- General comprehensive examination requirements for a high school equivalency diploma.

Because the Board of Regents meets at scheduled intervals, the earliest the proposed amendments could be presented for regular (nonemergency) adoption, after publication in the State Register and expiration of the 45-day public comment period required in the State Administrative Procedure Act (SAPA) section 201(4-a), is the September 2021 Regents meeting. However, because the COVID-19 crisis is presently affecting the State of New York, emergency action is necessary for the preservation of public health and the general welfare in order to immediately provide flexibility for certain regulatory requirements in response to the COVID-19 crisis, and to ensure that the emergency action taken at the March meeting remains continuously in effect.

It is anticipated that the proposed rule will be presented for adoption as a permanent rule at the September 2021 Regents meeting, which is the first scheduled meeting after the 45-day public comment period prescribed in SAPA for State agency rule making. Because the emergency rule will expire before the June Regents meeting, it is anticipated that an additional emergency action will be presented for adoption at the June 2021 Regents meeting.

Subject: Addressing the COVID-19 Crisis.

Purpose: To provide flexibility for certain regulatory requirements in response to the COVID-19 crisis.

Substance of emergency/revised rule (Full text is posted at the following State website: <http://www.counsel.nysed.gov/rules/full-text-indices>): On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. Subsequently, the Governor issued additional Executive Orders in response to the COVID-19 crisis, including orders directing the closure of schools and directing nonessential work

personnel to work from home. In response, the Department has adopted emergency regulations to address numerous issues resulting from the interruptions caused by the COVID-19 crisis. To address additional issues resulting from the interruptions caused by the COVID-19 crisis, the Department is proposing further emergency regulatory amendments as follows:

- Professions
 - o Section 60.6 is amended to permit the Department, at its discretion, to renew limited permits in medicine for one additional 24-month period.
 - o Section 61.19(b) is amended to permit the Department to accept alternative means to be used by dentists and dental hygienists to obtain and/or maintain the required certification in cardiopulmonary resuscitation other than through an in-person course during the COVID-19 crisis.
- Receivership
 - o Section 100.19 is amended to provide that: (1) the Commissioner shall not use 2019-20 school year results to newly identify any schools as struggling, place any schools under independent receivership, or remove the designation of any schools as struggling or persistently struggling; (2) all schools identified as persistently struggling or struggling schools for the 2019-20 school year shall remain so identified for the 2020-21 school year and all schools that operated under a school district superintendent receiver in the 2019-20 school year shall continue to operate under a school district superintendent receiver in the 2020-21 school year; and (3) the Commissioner may, upon a finding of good cause, modify for the 2019-20 through 2021-22 school years any timelines pertaining to notifications, plans, reports, or implementation of activities required by such section, except for any timelines prescribed by law.
- Higher Education
 - o Section 80-3.7 is amended to allow any undergraduate or graduate level course completed during the spring, summer, or fall 2020 terms with a passing grade, or its equivalent, to count toward the content core or pedagogical core semester hour requirements for certification through the Individual Evaluation pathway. The passing grade, or its equivalent, must be in accordance with the pass/fail grading policy, or its equivalent, at the institution of higher education (e.g., credit/no credit, pass/fail, satisfactory/unsatisfactory policy).
 - o Section 80-1.2(b) is amended to extend the expiration date of the Initial certificate, Initial Reissuance, Provisional certificate, Provisional Renewal, and the extensions of the initial and Provisional certificates from August 31, 2020 to January 31, 2021 to provide candidates with the time needed to work in schools and complete the requirements for the Professional or Permanent certificate. Additionally, such section is amended to extend the expiration date of the Conditional Initial certificate from August 31, 2020 to August 31, 2021 to provide candidates with the time needed to complete the edTPA, which requires working with students. An additional year gives candidates the time to establish a relationship with students, teach lessons and assess student learning, and prepare the edTPA submission once classroom routines are more consistent after the COVID-19 crisis.
 - o Section 80-5.27 is added to create an Emergency COVID-19 certificate for candidates seeking certain certificates, extensions, and annotations because there is limited test center availability and schools have been closed pursuant to Executive Order(s) of the Governor due to the COVID-19 crisis. This certificate would be valid for two years. Candidates must apply for the certificate, extension, or annotation on or before September 1, 2021. They must also apply for the Emergency COVID-19 certificate, in the same certificate title as the certificate, extension, or annotation applied for, on or before September 1, 2021.
 - o Section 52.21(c) is amended to exempt school district leader (SDL) and school business leader (SDBL) candidates from taking and passing the SDL and SDBL assessment, respectively, for program completion and for the institutional recommendation for the Professional certificate, if they completed all program requirements except the assessment requirement in the 2019-2020 or 2020-2021 academic year. The exemption enables these candidates to complete their program while there is limited test center availability due to the COVID-19 crisis and receive institutional recommendation for Professional certification, which would be needed to pursue the proposed Emergency COVID-19 certificate. The candidates would need to take and pass the SDL and SDBL assessment to earn Professional SDL and SDBL certification, respectively.
 - o Section 52.21(c) is also amended to exempt candidates admitted to Transitional D programs leading to school district leader certification from taking and passing the SDL assessment for the institutional recommendation for the Transitional D certificate, if they completed all requirements for admitted candidates except the assessment requirement on or before September 1, 2021. The exemption enables Transitional D candidates to receive institutional recommendation for Transitional D certification while there is limited test center availability due to the COVID-19 crisis, which would be needed to pursue the proposed Emergency COVID-19 certificate. The candidates would need to take and pass the SDL assessment to earn Transitional D certification.

- Early Learning
 - o Section 151-1.3(b) is amended to waive the requirement that school districts must annually monitor and track prekindergarten program effectiveness for the 2019-2020 school year and to waive the annual report of the percentage of prekindergarten children making significant gains for the 2019-2020 school year.
- Alternative High School Equivalency Program ("AHSEP")
 - o Section 100.7 is amended to provide an extension to the June 30 application deadline for alternative high school equivalency preparation programs to be operated during the 2020-2021 school year.
- Curriculum and Instruction
 - o Section 100.1 is amended to provide that a unit of credit may be earned where a student has not completed a unit of study due to the COVID-19 crisis but has otherwise achieved the standards assessed in the provided coursework;
 - o Sections 100.2 and 100.5 are amended to provide an exemption to the diploma, credential, and endorsement requirements associated with the Regents examination, pathway assessment, alternative assessment, technical assessment, and locally developed test during the 2019-20 and 2020-21 school years due to the COVID-19 crisis so that students are still able to meet their diploma requirements;
 - o Section 100.4 is amended to make a technical citation correction;
 - o Section 100.5 is amended to provide that the 1,200 minutes of laboratory experience is not required for a student to qualify to take a Regents examination where such student is unable to meet the 1,200 minute requirement due to the COVID-19 crisis, and to provide that 1,200 minutes of lab experience is not required for a student to be exempted from a Regents examination;
 - o Section 100.6 is amended to exempt students from the requirements for the career development and occupational studies commencement credential ("CDOS"), including the work readiness assessment, provided that the student is otherwise eligible to exit from high school and has otherwise demonstrated knowledge and skills relating to the CDOS learning standards; and
 - o Section 100.7 is amended to provide an exemption from the subtests of the general comprehensive examination requirements for a high school equivalency diploma where students meet certain criteria for the 2019-20 and 2020-21 school years.

This notice is intended to serve as both a notice of emergency adoption and a notice of revised rule making. The notice of proposed rule making was published in the *State Register* on May 20, 2020, I.D. No. EDU-20-20-00008-EP. The emergency rule will expire July 9, 2021.

Revised rule making(s) were previously published in the *State Register* on December 30, 2020.

Emergency rule compared with proposed rule: Substantial revisions were made in sections 80-5.27 and 100.7(a).

Text of rule and any required statements and analyses may be obtained from: Kirti Goswami, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112EB, Albany, NY 12234, (518) 474-6400, email: legal@nysed.gov

Data, views or arguments may be submitted to: Julia Patane, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 148EB, Albany, NY 12234, (518) 474-6400, email: REGCOMMENTS@nysed.gov

Public comment will be received until: 45 days after publication of this notice.

Revised Regulatory Impact Statement

Since the publication of a Notice of Emergency Adoption and Revised Rule Making in the *State Register* on March 31, 2021, substantial revisions were made to sections 100.7(a) and 80-5.27 of the Commissioner's regulations to provide additional flexibility related to the Emergency COVID-19 certificate and to clarify the amendments relating to the subtests of the general comprehensive examination requirements for a high school equivalency diploma.

These substantial revisions do not require any changes to the previously published Regulatory Impact Statement.

Revised Regulatory Flexibility Analysis

Since the publication of a Notice of Emergency Adoption and Revised Rule Making in the *State Register* on March 31, 2021, substantial revisions were made to sections 100.7(a) and 80-5.27 of the Commissioner's regulations to provide additional flexibility related to the Emergency COVID-19 certificate and to clarify the amendments relating to the subtests of the general comprehensive examination requirements for a high school equivalency diploma.

These substantial revisions do not require any changes to the previously published Regulatory Flexibility Analysis for Small Businesses and Local Government.

Revised Rural Area Flexibility Analysis

The purpose of the proposed amendments to the Regulations of the Commissioner of Education is to provide flexibility for certain regulatory

requirements in response to the COVID-19 crisis. On January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern. On March 7, 2020, the Governor of New York State declared a State disaster emergency for the entire State of New York pursuant to Executive Order 202. Subsequently, the Governor issued additional Executive Orders in response to the COVID-19 crisis, including orders directing the closure of schools and directing nonessential work personnel to work from home. In response, the Department has adopted emergency regulations to address numerous issues resulting from the interruptions caused by the COVID-19 crisis. To address additional issues resulting from the interruptions caused by the COVID-19 crisis, the Department is proposing further emergency regulatory amendments providing flexibility related to the following:

- Renewal of limited permits in medicine;
- In-person CPR course certification requirements for dentists and dental hygienists;
- The takeover and restructuring of struggling and persistently struggling schools;
- Teacher certification through the Individual Evaluation pathway;
- Expiration dates of the Initial certificate, Initial Reissuance, Provisional certificate, Provisional Renewal, and Conditional Initial certificate for teacher candidates;
- Emergency COVID-19 teaching certificates;
- School district leader and school district business leader assessments;
- Annual monitoring and tracking of prekindergarten program effectiveness and the annual report of the percentage of prekindergarten children making significant gains;
- Application deadline for alternative high school equivalency preparation programs;
- Unit of study requirements;
- Regents examinations, pathway assessments, alternative assessments, technical assessments, and locally developed test requirements for a diploma;
- NYS career and development and occupational studies commencement credential; and
- General comprehensive examination requirements for a high school equivalency diploma.

The proposed amendment provides flexibility for certain regulatory requirements during the COVID-19 crisis. Thus, the proposed amendment does not adversely impact entities in rural areas of New York State. Accordingly, no further steps were needed to ascertain the impact of the proposed amendment on entities in rural areas and none were taken. Thus, a rural flexibility analysis is not required and one has not been prepared.

Revised Job Impact Statement

The purpose of the proposed amendments is to provide flexibility for certain regulatory requirements in response to the COVID-19 crisis. The proposed amendment provides flexibility related to the following:

- Renewal of limited permits in medicine;
- In-person CPR course certification requirements for dentists and dental hygienists;
- The takeover and restructuring of struggling and persistently struggling schools;
- Teacher certification through the Individual Evaluation pathway;
- Expiration dates of the Initial certificate, Initial Reissuance, Provisional certificate, Provisional Renewal, and Conditional Initial certificate for teacher candidates;
- Emergency COVID-19 teaching certificates;
- School district leader and school business leader assessments;
- Annual monitoring and tracking of prekindergarten program effectiveness and the annual report of the percentage of prekindergarten children making significant gains;
- Application deadline for alternative high school equivalency preparation programs;
- Unit of study requirements;
- Regents examinations, pathway assessments, alternative assessments, technical assessments, and locally developed test requirements for a diploma;
- NYS career and development and occupational studies commencement credential; and
- General comprehensive examination requirements for a high school equivalency diploma.

Because it is evident from the nature of the proposed amendment that it will have no impact on the number of jobs or employment opportunities in New York State, no further steps were needed to ascertain that fact and none were taken.

Assessment of Public Comment

Following publication of the Notice of Emergency Adoption and Revised Rule Making in the State Register on March 31, 2021, the State Education Department received the following comment on the proposed amendment:

1. COMMENT: A commenter stated that they support the amendments to sections 100.2 and 100.5 that “provide exemptions to Regents exams and other requirements during the COVID-19 crisis so that students are still able to meet their diploma requirements since the June and August 2021 exams are canceled.”

DEPARTMENT RESPONSE: The comment is supportive, therefore, no changes to the proposed rule are needed.

NOTICE OF ADOPTION

Designation of the Executive Deputy Commissioner As the Deputy Commissioner of Education as Specified in Education Law Section 101

I.D. No. EDU-04-21-00009-A

Filing No. 547

Filing Date: 2021-05-11

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of section 3.8(b) of Title 8 NYCRR.

Statutory authority: Education Law, section 101 (not subdivided)

Subject: Designation of the Executive Deputy Commissioner as the Deputy Commissioner of Education as specified in Education Law section 101.

Purpose: To conform the Regents Rules to changes in the internal organization of the State Education Department.

Text or summary was published in the January 27, 2021 issue of the Register, I.D. No. EDU-04-21-00009-EP.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Kirti Goswami, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112EB, Albany, NY 12234, (518) 474-6400, email: legal@nysed.gov

Initial Review of Rule

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2024, which is no later than the 3rd year after the year in which this rule is being adopted.

Assessment of Public Comment

The agency received no public comment.

NOTICE OF ADOPTION

Relates to the Licensure of Registered Pharmacy Technicians

I.D. No. EDU-04-21-00010-A

Filing No. 548

Filing Date: 2021-05-11

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of sections 29.2, 29.7, Part 63; addition of sections 63.14 and 63.15 to Title 8 NYCRR.

Statutory authority: Education Law, sections 207, 212, 6504, 6507 and 6509; L. 2019, ch. 414

Subject: Relates to the Licensure of Registered Pharmacy Technicians.

Purpose: To implement the provisions of chapter 414 of the Laws of 2019 relating to the licensure of registered pharmacy technicians.

Text or summary was published in the January 27, 2021 issue of the Register, I.D. No. EDU-04-21-00010-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Kirti Goswami, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112EB, Albany, NY 12234, (518) 474-6400, email: legal@nysed.gov

Initial Review of Rule

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2026, which is the 4th or 5th year after the year in which this rule is being adopted. This review period, justification for proposing same, and invitation for public comment thereon, were contained in a RFA, RAFA or JIS:

An assessment of public comment on the 4 or 5-year initial review period is not attached because no comments were received on the issue.

Assessment of Public Comment

Since the publication of a Notice of Proposed Rule Making was published in the January 27, 2021 State Register, the State Education Department received the following comments:

1. COMMENT: A national pharmacy technician certification board, among other things, expressed its support for the proposed changes to the Education Law, which establishes and defines the practice of registered pharmacy technicians. The commenter also stated that it appreciates New York State's efforts to enhance medication safety for its citizens by requiring registered pharmacy technicians serving patients in Article 28 facilities to obtain certification from a nationally accredited pharmacy technician certification program. Additionally, the commenter asserted that earning national pharmacy technician certification is an important first step toward a rewarding career in healthcare and that pharmacy technicians with national certification have a stronger organizational and career commitment and view themselves as making fewer medication errors. The commenter then thanked the State and the Department for making pharmacy technician registration and certification a priority.

DEPARTMENT RESPONSE: The Department appreciates the supportive comments as it works to both protect the public and provide greater access to healthcare services to New Yorkers.

2. COMMENT: A commenter, stated that they have patient safety concerns about Article 137-A of the Education Law's increase in the supervisor to supervisees ratio. The commenter stated that, as a New York State pharmacist, they understand "... the need to recognize pharmacy technicians as they are the backbone of a successful pharmacy." The commenter further stated that this bill, among other things, gives technicians a registered pharmacy technician title in hospital settings but it does not change anything in the community setting. The commenter stated that the bill also changes the ratio from 1 pharmacist supervising 2 technicians to 4 technicians in all pharmacy settings but does not include pharmacy interns in this increased ratio, despite the fact that they would also be supervised by the same pharmacist. The commenter asserted that "[c]ommunity pharmacies have started taking advantage of this ratio and are cutting pharmacist hours. One pharmacist will be supervising too many staff." The commenter claimed that many pharmacists are afraid to speak up because their employer will be "out to get them".

The commenter further asserted that healthcare providers should be doing what is best for the public and not allowing companies to make changes that can put lives in jeopardy. The commenter claimed that "[i]n many settings pharmacists will be working alone verifying 400-700 prescriptions. Pharmacy technicians are being burdened with more work and more pressure trying to make up for the loss of pharmacist hours. The combination of all this truly can jeopardize patient safety." The commenter stated that they understand the need for companies to make profits in order to be successful. However, the commenter questioned whether being successful means putting patient safety at risk. The commenter stated that we should not have to wait for a mistake to happen to make a change and that mistakes can be prevented now if we choose.

The commenter indicated that a petition was recently started on change.org opposing the supervisor to supervisee ratio change and that it had amassed over 300 signatures in about a week. The commenter claimed that but for fear of repercussions, they believe that this petition would be signed by every community pharmacy employee, from pharmacy supervisors to technicians.

The commenter requested that the supervisor to supervisee ratio change be excluded from the bill when it goes into effect on April 25, 2021 because, the commenter and community pharmacy employees across the state are very concerned about patient safety while working alone as a pharmacist and supervising more staff. The commenter further stated that "[a]s the voice for all pharmacists in a community setting, we strongly advise that the ratio remains 2:1 for the safety of everyone."

DEPARTMENT RESPONSE: The increase in the pharmacist to supervisees ratio from 1 to 2 to 1 to 4 is required by statute. Thus, the ratio cannot be eliminated or changed by the Department. The proposed amendment to the Regulations of the Commissioner of Education is consistent with the statute. Thus, no changes are necessary.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Civic Readiness Pathway to Graduation and the New York State Seal of Civic Readiness

I.D. No. EDU-21-21-00006-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of section 100.5(a), (d); renumbering of section 100.5(i) to 100.5(j); addition of new section 100.5(i) to Title 8 NYCRR.

Statutory authority: Education Law, sections 101, 207, 208, 305, 308 and 309

Subject: Civic Readiness Pathway to Graduation and the New York State Seal of Civic Readiness.

Purpose: To establish the civic readiness pathway to graduation and the New York State Seal of Civic Readiness.

Text of proposed rule: 1. The opening paragraph of subdivision (a) of section 100.5 of the Regulations of the Commissioner of Education is amended to read as follows:

(a) General requirements for a Regents or a local high school diploma. Except as provided in clauses (5)(i)(c), (e) and (f) of this subdivision, paragraphs (d)(6), [and] (11), and (13) and subdivision (g) of this section, the following general requirements shall apply with respect to a Regents or local high school diploma. Requirements for a diploma apply to students depending upon the year in which they first enter grade nine. A student who takes more than four years to earn a diploma is subject to the requirements that apply to the year that student first entered grade nine. Students who take less than four years to complete their diploma requirements are subject to the provisions of subdivision (e) of this section relating to accelerated graduation.

2. Subclause (1) of clause (f) of subparagraph (i) of paragraph (5) of subdivision (a) of section 100.5 of the Regulations of the Commissioner of Education is amended to read as follows:

(1) Except as provided in [paragraph] paragraphs (d)(11) and (13) of this section, students who first enter grade nine in September 2011 and thereafter or who are otherwise eligible to receive a high school diploma pursuant to this section in June 2015 and thereafter must meet the requirements of clauses (a), (b), (c), (d) and (e) of this subparagraph and also pass any one of the following assessments:

3. Subdivision (d) of section 100.5 of the Regulations of the Commissioner of Education is amended by adding a new paragraph (13) to read as follows:

(13) *Civics pathway. Students enrolled in high school in September 2021 and thereafter or who are otherwise eligible to receive a high school diploma pursuant to this section may meet the diploma requirements described in this section by:*

(i) *completing the applicable credit requirements pursuant to this section;*

(ii) *completing the requirements for the New York State Seal of Civic Readiness as pursuant to subdivision (i) of this section; and*

(iii) *passing four assessments, one in each of the four subject areas of English, mathematics, science and social studies (United States History and government or global history and geography), as set forth in clauses (a)(5)(i)(a)-(e) of this section.*

4. Subdivision (i) of section 100.5 of the Regulations of the Commissioner of Education is relettered subdivision (j) and a new subdivision (i) is added to read as follows:

(i) *New York State Seal of Civic Readiness.*

(1) *Purpose and Intent. The purpose of this subdivision is to establish requirements for earning a New York State (NYS) Seal of Civic Readiness. The intent of the NYS Seal of Civic Readiness is to encourage the study of civics and civility through experiential learning; certify attainment of civic readiness; provide employers with a method of identifying high school graduates with skills in civics and civility; provide universities with an additional method to recognize applicants seeking admission; prepare students with twenty-first century skills; recognize the value of K-12 Social Studies education in schools as a means to build civic knowledge; empower students as agents of positive social change to redress historical and contemporary oppression and strengthen our diverse democracy. The NYS Seal of Civic Readiness shall be awarded to students who meet the criteria of this subdivision and complete all criteria prescribed by the Commissioner at a New York State high school approved by the commissioner to offer the NYS Seal of Civic Readiness. The NYS Seal of Civic Readiness shall be affixed to high school diplomas and transcripts of graduating pupils attaining Seal criteria. No fee shall be charged to a student pursuant to this subdivision.*

(2) *School district requirements. School district participation in the NYS Seal of Civic Readiness program is voluntary. A school district that wishes to participate in the program shall:*

(i) *submit an application for approval to the commissioner, in a form and by a date prescribed by the commissioner, for the school district to participate in the program. Such application shall include a narrative that describes how the district will implement the NYS Seal of Civic Readiness program, including plans for program communications, processes pertaining to student tracking, advisement and evaluation, and timeliness and benchmarks for the program;*

(ii) maintain appropriate records in order to identify students who have earned a NYS Seal of Civic Readiness. At the end of each school year in which a school district participates in the program, the school district shall submit a report to the commissioner, in a form and by a date prescribed by the commissioner, that includes the number of students receiving the Seal along with relevant data including, but not limited to the criteria chosen under subparagraph (4)(ii) and (iii) of this subdivision; and

(iii) establish and identify a NYS Seal of Civic Readiness Committee (SCRC).

(a) The SCRC shall include, but is not limited to, the following personnel:

(1) at least one Social Studies teacher;

(2) at least one School Counselor or other staff who will track student progress on earning the Seal; and

(3) at least one administrator or other staff member who will serve as the main contact with the Department in order to collect data on school offerings and submit copies of student work to the Department if requested.

(b) The SCRC shall:

(1) create a NYS Seal of Civic Readiness plan that includes, but is not limited to, details concerning, communications, student advisement, evaluation, and presentation of awards;

(2) create a master list of all available courses and extra-curricular activities pertaining to the NYS Seal of Civic Readiness program within their high school including, but not limited to dates for required benchmarks throughout the program year;

(3) develop a student tracking process, including an application process to be completed by interested students and reviewed by an advisor;

(4) review and approve potential service learning, extracurricular and work-based learning experiences, the Middle School Capstone Project if available, Civic Projects and Civics Capstone Projects in accordance with Commissioner's guidelines; and

(5) review and evaluate all coursework, assessments, and civic experiential learning completed by each student to ensure criteria for the seal are met.

(3) Student requirements.

(i) Students who wish to receive the NYS Seal of Civic Readiness shall complete all requirements for a New York State local or Regents diploma.

(ii) In addition, students shall earn points, as outlined in guidance by the Commissioner, in each of the two areas listed below:

(a) Area 1: Criteria for Demonstrating Civic Knowledge. Students may earn points, as outlined in guidance by the Commissioner, by earning credit in social studies courses, passing or receiving a mastery level score on a social studies Regents examination, or completing a civic readiness research project.

(b) Area 2: Criteria for Demonstrating Civic Participation. Students may earn points, as outlined in guidance by the Commissioner, by completing a culminating high school civic project, completing a service learning project, completing a middle school or high school Civics Capstone project, achieving proficiency in a civic engagement elective course, or participating in an extra-curricular program or work-based learning experience that promotes civic engagement or civic action for a minimum of 40 hours.

Text of proposed rule and any required statements and analyses may be obtained from: Kirti Goswami, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112EB, Albany, NY 12234, (518) 474-6400, email: legal@nysed.gov

Data, views or arguments may be submitted to: Marybeth Casey, Assistant Commissioner, NYS Education Department, Office of Curriculum & Instruction, 89 Washington Avenue, Room 2M, Albany, NY 12234, (518) 474-0059, email: REGCOMMENTS@nysed.gov

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. STATUTORY AUTHORITY:

Education Law § 101 continues the existence of the Education Department, with the Board of Regents at its head and the Commissioner of Education as the chief administrative officer, and charges the Department with the general management and supervision of public schools and the educational work of the State.

Education Law § 207 empowers the Board of Regents and the Commissioner to adopt rules and regulations to carry out laws of the State regarding education and the functions and duties conferred on the Department by law.

Education Law § 208 authorizes the Regents to establish examinations as to attainments in learning and to award and confer suitable certificates, diplomas and degrees on persons who satisfactorily meet the requirements prescribed.

Education Law § 305(1) and (2) provide that the Commissioner, as chief executive officer of the State system of education and of the Board of Regents, shall have general supervision over all schools and institutions subject to the provisions of the Education Law, or of any statute relating to education, and shall execute all educational policies determined by the Board of Regents.

Education Law section 308 authorizes the Commissioner to enforce and give effect to any provision in the Education Law or in any other general or special law pertaining to the school system of the State or any rule or direction of the Regents.

Education Law section 309 charges the Commissioner with the general supervision of boards of education and their management and conduct of all departments of instruction.

2. LEGISLATIVE OBJECTIVES:

The proposed rule is consistent with the authority conferred by the above statutes and is necessary to implement Regents' policy to create a Civic Readiness graduation pathway and establish a New York Seal of Civic Readiness. The Civic Readiness pathway would permit students to earn a regular high school diploma if they complete the credits requirements, meet the requirements to earn the Seal of Civic Readiness, and pass four required Regents assessments.

3. NEEDS AND BENEFITS:

In January 2018, the NYS Board of Regents adopted the Every Student Succeeds Act (ESSA). The ESSA plan reflects the Board's commitment to educational equity. The ESSA plan states that the mission of the Board of Regents is to provide positive learning environments so that every student is prepared for college, career, and citizenship. The NYSED ESSA plan purposefully includes Civic Readiness in measures of school accountability, school quality, and student success. Providing robust K-12 instruction and experiential learning in civics is central to the New York State Education Department's (NYSED or Department) ESSA plan.

Our nation's public schools were founded to develop citizens with knowledge about the rights and responsibilities of self-government. Civic-ready students use civic knowledge, skills, and mindsets to make decisions and take actions for themselves, their communities, and the public good as members of a culturally diverse, democratic society. Schools, therefore, provide students meaningful opportunities to develop specific civic knowledge, skills, and mindsets, and to participate in authentic actions and experiences that are necessary for them to function as productive civic participants within their schools, communities, states, our country, and the world.

The Department is committed to empowering the civic agency of students and promoting student civic readiness as part of their prekindergarten-grade 12 education. NYSED understands that the standards we seek our children to attain can only be fully achieved by incorporating a diversity, equity, and inclusion lens in every facet of our work. This understanding has created an urgency around promoting equitable opportunities that help all children thrive. By promoting civic readiness in schools, our goal is to develop students' abilities across lines of difference and elevate historically marginalized voices. Through civic readiness students gain the skills necessary to achieve their personal goals, including financial literacy to enable them to attend to their own needs and thus enabling them to become positive agents of social change.

Subsequently, in 2018, the Department established a Civic Readiness Task Force (Task Force) charged with making recommendations that included, but were not limited to, defining "civic readiness" and considering such initiatives as a State Seal of Civic Readiness, and a Civics Capstone Project. The 33 members of the Task Force include teachers, curriculum specialists, school administrators, college professors, and representatives of civic organizations of diverse backgrounds from all parts of the State. The group met in person in plenary sessions with representatives of the Department through 2019 and continue to meet within both a large group and in smaller subcommittees with NYSED representatives.

In January 2020, the Civic Readiness Task Force presented recommendations (<https://www.regents.nysed.gov/common/regents/files/CCCRWG%20-%20Civic%20Readiness%20Initiative%20Presentation.pdf>) to the Board of Regents. These recommendations included a definition of Civic Readiness, a Civics Capstone Project, and the Seal of Civic Readiness. NYSED released a Civic Readiness Survey and received public comments from May 1, 2020 until October 1, 2020. Eight hundred thirty-six respondents represented all geographic regions of New York State, with 84 percent of the responses coming from teachers. Over 98 percent supported the recommendations of the Civic Readiness Task Force, 89 percent of respondents support creating a +1 Civics Pathway, and 65 percent of respondents support creating a mandatory

requirement for Participation in Government students to complete the Civics Capstone Project. Generation Citizen (Attachment B) submitted a white paper in support. The New York State Bar Association (Attachment C) and Democracy Ready Youth Leadership Initiative (Attachment D) sent in letters of support.

The Seal of Civic Readiness:

The proposed Seal of Civic Readiness, modeled on the existing Seal of Biliteracy, is a formal recognition that a student has attained a high level of proficiency in terms of civic knowledge, civic skills, civic mindset, and civic experiences. The Seal of Civic Readiness distinction on a high school transcript and diploma:

- Shows the student's understanding of a commitment to participatory government; civic responsibility and civic values;
- Demonstrates to universities, colleges, and future employers that the student has completed an action project in civics or social justice; and
- Recognizes the value of civic engagement and scholarship.

In order to obtain the Seal of Civic Readiness, a student must complete all requirements for a New York State local or Regents diploma and earn a specified number of points, to be outlined in guidance issued by the Department, in two areas: Civic Knowledge and Civic Participation.

- **Civic Knowledge:** Students may demonstrate proficiency in civic knowledge by earning credit in Social Studies courses, receiving a passing or mastery score on a Social Studies Regents Exam, or completing a civic readiness research project.

- **Civic Participation:** Students may demonstrate proficiency in civic participation by completing a culminating high school civic project, completing a service learning project, achieving proficiency in a civic engagement elective course, or participating in an extra-curricular program or work-based learning experience that promotes civic engagement or civic action for a minimum of 40 hours. Students may also earn points by completing a middle school Capstone project or a high school Capstone project.

Students may begin earning points for the Seal of Civic Readiness in Middle School. Similar to the Seal of Biliteracy, the Department proposes that the Seal of Civic Readiness would earn a school two points toward their College, Career, Civic Readiness Index (CCCRI). This enables Civic Readiness to be among the academic indicators of school quality and student success. The Department is proposing to begin a pilot program for the Seal of Civic Readiness beginning with a small sample of New York State Schools beginning in fall 2021.

4 + Civic Readiness Pathway to a High School Diploma

If approved, the proposed rule would allow students who earn the Seal of Civic Readiness to apply that accomplishment toward a +1 Civic Readiness pathway to a diploma. The proposed pathway would allow students to graduate with a regular diploma when they have demonstrated the State's standards for academic achievement in math, English, science, social studies, and the State's requirements for civic readiness knowledge and skills necessary for college, career, and citizenship after high school. The Civics Readiness pathway would be added to the existing +1 pathways to a diploma that currently include STEM-Math, STEM, Science, Humanities, Arts, CTE, CDOS and World languages.

4. COSTS:

(a) Costs to State government: none.

(b) Costs to local government: School district participation in the NYS Seal of Civic Readiness program is voluntary, and the Civic Readiness pathway is dependent on a school district's participation in the NYS Seal of Civic Readiness program. For those school districts that choose to participate there may be costs associated with the creation and operation of the Seal of Civic Readiness Committees and the preparation of applications and reports, as well as costs related to record keeping to ensure the student has met the requirements for the Seal of Civic Readiness and Civic Readiness Pathway. However, the proposed rule will not impose significant costs on participating school districts. The formation of a Seal of Civic Readiness Committee, with a minimum of three staff members, may be structured as voluntary membership with no associated costs. Costs of communicating the program to the public, which may include brochures, presentations and letters to the public, would range from \$0 to \$50 per year. In the long term, the proposed rule is expected to foster the graduation of more civic-ready students with civic knowledge skills and mindsets to make decisions and take actions for themselves, their communities, and the public good.

(c) Costs to private regulated parties: none.

(d) Costs to regulating agency for implementation and continued administration of the rule: none.

5. LOCAL GOVERNMENT MANDATES:

The proposed rule implements Regents policy related to establishing a Civic Readiness pathway to graduation as well as a NYS Seal of Civic Readiness, and does not impose any additional program, service, duty or responsibility upon local governments. School district participation in the NYS Seal of Civic Readiness program is voluntary, and the Civic Readiness

pathway is dependent on a school district's participation in the NYS Seal of Civic Readiness program.

School districts that do participate in the Seal of Civic readiness would be required to (i) submit an application for participation; (ii) maintain appropriate records in order to identify students who have earned a NYS Seal of Civic Readiness; and (iii) form a Seal of Civic Readiness Committee, who must: create a NYS Seal of Civic Readiness plan; create a master list of all available courses and extra-curricular activities pertaining to the NYS Seal of Civic readiness program within their high school; develop a student tracking process, review and approve potential service learning, extracurricular and work-based learning experiences, the Middle School Capstone Project if available, Civic Projects and Civics Capstone Projects in accordance with Commissioner's guidelines; and review and evaluate all coursework, assessments, and civic experiential learning completed by each student to ensure criteria for the seal are met.

Additionally, school districts that participate in the Seal of Civic Readiness program must issue a regular high school diploma to students who meet the requirements for the Civic Readiness pathway. Participating districts would also be required to affix the seal to the transcript and permanent records of a student who earns the seal.

6. PAPERWORK:

Participating districts must submit an application to the Commissioner, in a form and by a date prescribed by the Commissioner, for approval for the school district to participate in the NYS Seal of Civic Readiness program. Participating school districts must maintain appropriate record in order to identify student who have earned a NYS Seal of Civic Readiness. At the end of each school year in which a school district participates in the program, the school district must submit a report to the Commissioner, in a form and by a date prescribed by the Commissioner, that includes the number of students receiving the Seal along with relevant data including, but not limited to the criteria chosen under section 100.5(i)(4)(ii) and (iii).

7. DUPLICATION:

The proposed amendment does not duplicate existing State or Federal requirements.

8. ALTERNATIVES:

There were no significant alternatives to the rule and none were considered.

9. FEDERAL STANDARDS:

There are no applicable Federal standards

10. COMPLIANCE SCHEDULE

School districts may choose or decline to participate in the NYS Seal of Civic Readiness. For those that participate, the Civic Readiness graduation pathway option would apply beginning with students enrolled in high school in September 2021 and thereafter, or who are otherwise eligible to receive a high school diploma. It is anticipated that regulated parties will be able to achieve compliance with the proposed rule by its effective date.

Regulatory Flexibility Analysis

Small Businesses:

The proposed rule is necessary to implement Regents' policy to create a Civic Readiness graduation pathway and establish a New York Seal of Civic Readiness. The Civic Readiness pathway would permit students to earn a regular high school diploma if they complete the credits requirements, meet the requirements to earn the Seal of Civic Readiness, and pass four required Regents assessments.

The proposed rule relates to State learning standards, State assessments, graduation and diploma requirements, and does not impose any adverse economic impact, reporting, record keeping or other compliance requirements on small businesses. Because it is evident from the nature of the proposed amendment that it does not affect small businesses, no further steps were needed to ascertain that fact and none were taken. Accordingly, a regulatory flexibility analysis for small businesses is not required and one has not been prepared.

Local Governments:

1. EFFECT OF RULE:

The proposed rule applies to those school districts among the 689 public school districts in the State who choose to participate in the NYS Seal of Civic Readiness program.

2. COMPLIANCE REQUIREMENTS:

The proposed rule is necessary to implement Regents' policy to create a Civic Readiness graduation pathway and establish a New York Seal of Civic Readiness. The Civic Readiness pathway would permit students to earn a regular high school diploma if they complete the credits requirements, meet the requirements to earn the Seal of Civic Readiness, and pass four required Regents assessments. The proposed rule does not directly impose any additional compliance requirements on school districts. School district participation in the NYS Seal of Civic Readiness program is voluntary, and the Civic Readiness pathway is dependent on a school district's participation in the NYS Seal of Civic Readiness program.

School districts that do participate in the Seal of Civic readiness would be required to (i) submit an application for participation; (ii) maintain appropriate records in order to identify students who have earned a NYS Seal of Civic Readiness; and (iii) form a Seal of Civic Readiness Committee, who must: create a NYS Seal of Civic Readiness plan; create a master list of all available courses and extra-curricular activities pertaining to the NYS Seal of Civic readiness program within their high school; develop a student tracking process, review and approve potential service learning, extracurricular and work-based learning experiences, the Middle School Capstone Project if available, Civic Projects and Civics Capstone Projects in accordance with Commissioner's guidelines; and review and evaluate all coursework, assessments, and civic experiential learning completed by each student to ensure criteria for the seal are met.

Additionally, school districts that participate in the Seal of Civic Readiness program must issue a regular high school diploma to students who meet the requirements for the Civic Readiness pathway. Participating districts would also be required to affix the seal to the transcript and permanent records of a student who earns the seal.

3. PROFESSIONAL SERVICES:

The proposed rule does not impose any additional professional services requirements.

4. COMPLIANCE COSTS:

School district participation in the NYS Seal of Civic Readiness program is voluntary, and the Civic Readiness pathway is dependent on a school district's participation in the NYS Seal of Civic Readiness program. For those school districts that choose to participate there may be costs associated with the creation and operation of the Seal of Civic Readiness Committees and the preparation of applications and reports, as well as costs related to record keeping to ensure the student has met the requirements for the Seal of Civic Readiness and Civic Readiness Pathway. However, the proposed rule will not impose significant costs on participating school districts. The formation of a Seal of Civic Readiness Committee, with a minimum of three staff members, may be structured as voluntary membership with no associated costs. Costs of communicating the program to the public, which may include brochures, presentations and letters to the public, would range from \$0 to \$50 per year. In the long term, the proposed rule is expected to foster the graduation of more civic-ready students with civic knowledge skills and mindsets to make decisions and take actions for themselves, their communities, and the public good.

5. ECONOMIC AND TECHNOLOGICAL FEASIBILITY:

The proposed rule does not impose any new technological requirements on school districts or charter schools. Economic feasibility is addressed in the Costs section above.

6. MINIMIZING ADVERSE IMPACT:

The proposed rule is necessary to implement Regents' policy to create a Civic Readiness graduation pathway and establish a New York Seal of Civic Readiness. The Civic Readiness pathway would permit students to earn a regular high school diploma if they complete the credits requirements, meet the requirements to earn the Seal of Civic Readiness, and pass four required Regents assessments. School district participation in the NYS Seal of Civic Readiness program is voluntary, and the Civic Readiness pathway is dependent on a school district's participation in the NYS Seal of Civic Readiness program.

7. LOCAL GOVERNMENT PARTICIPATION:

Comments on the proposed rule were solicited from school districts through the offices of the district superintendents of each supervisory district in the State and from the chief school officers of the five big city school districts.

Rural Area Flexibility Analysis

1. TYPES AND ESTIMATED NUMBERS OF RURAL AREAS:

The proposed rule applies to each of the 689 public school districts in the State, including those located in the 44 rural counties with less than 200,000 inhabitants and the 71 towns in urban counties with a population density of 150 per square mile or less.

2. REPORTING, RECORDKEEPING AND OTHER COMPLIANCE REQUIREMENTS; AND PROFESSIONAL SERVICES:

The proposed rule is necessary to implement Regents' policy to create a Civic Readiness graduation pathway and establish a New York Seal of Civic Readiness. The Civic Readiness pathway would permit students to earn a regular high school diploma if they complete the credits requirements, meet the requirements to earn the Seal of Civic Readiness, and pass four required Regents assessments. The proposed rule does not directly impose any additional compliance requirements on school districts. School district participation in the NYS Seal of Civic Readiness program is voluntary, and the Civic Readiness pathway is dependent on a school district's participation in the NYS Seal of Civic Readiness program.

School districts that do participate in the Seal of Civic readiness would be required to (i) submit an application for participation; (ii) maintain appropriate records in order to identify students who have earned a NYS Seal of Civic Readiness; and (iii) form a Seal of Civic Readiness Commit-

tee, who must: create a NYS Seal of Civic Readiness plan; create a master list of all available courses and extra-curricular activities pertaining to the NYS Seal of Civic readiness program within their high school; develop a student tracking process, review and approve potential service learning, extracurricular and work-based learning experiences, the Middle School Capstone Project if available, Civic Projects and Civics Capstone Projects in accordance with Commissioner's guidelines; and review and evaluate all coursework, assessments, and civic experiential learning completed by each student to ensure criteria for the seal are met.

Additionally, school districts that participate in the Seal of Civic Readiness program must issue a regular high school diploma to students who meet the requirements for the Civic Readiness pathway. Participating districts would also be required to affix the seal to the transcript and permanent records of a student who earns the seal.

3. COMPLIANCE COSTS:

School district participation in the NYS Seal of Civic Readiness program is voluntary, and the Civic Readiness pathway is dependent on a school district's participation in the NYS Seal of Civic Readiness program. For those school districts that choose to participate there may be costs associated with the creation and operation of the Seal of Civic Readiness Committees and the preparation of applications and reports, as well as costs related to record keeping to ensure the student has met the requirements for the Seal of Civic Readiness and Civic Readiness Pathway. However, the proposed rule will not impose significant costs on participating school districts. The formation of a Seal of Civic Readiness Committee, with a minimum of three staff members, may be structured as voluntary membership with no associated costs. Costs of communicating the program to the public, which may include brochures, presentations and letters to the public, would range from \$0 to \$50 per year. In the long term, the proposed rule is expected to foster the graduation of more civic-ready students with civic knowledge skills and mindsets to make decisions and take actions for themselves, their communities, and the public good.

4. MINIMIZING ADVERSE IMPACT:

The proposed rule is necessary to implement Regents' policy to create a Civic Readiness graduation pathway and establish a New York Seal of Civic Readiness. The Civic Readiness pathway would permit students to earn a regular high school diploma if they complete the credits requirements, meet the requirements to earn the Seal of Civic Readiness, and pass four required Regents assessments. School district participation in the NYS Seal of Civic Readiness program is voluntary, and the Civic Readiness pathway is dependent on a school district's participation in the NYS Seal of Civic Readiness program.

5. RURAL AREA PARTICIPATION:

Comments on the proposed rule were solicited from school districts through the offices of the district superintendents of each supervisory district in the State, from the chief school officers of the five big city school districts, including those in rural areas.

Job Impact Statement

The proposed rule is necessary to implement Regents' policy to create a Civic Readiness graduation pathway and establish a New York Seal of Civic Readiness. The Civic Readiness pathway would permit students to earn a regular high school diploma if they complete the credits requirements, meet the requirements to earn the Seal of Civic Readiness, and pass four required Regents assessments. The proposed rule relates to State learning standards, State assessments, graduation and diploma requirements, and higher levels of student achievement, and will not have an adverse impact on jobs or employment opportunities. Because it is evident from the nature of the proposed rule that it will have a positive impact, or no impact, on jobs or employment opportunities, no further steps were needed to ascertain those facts and none were taken. Accordingly, a job impact statement is not required and one has not been prepared.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Requirements for Chiropractic Education Programs and Education Requirements for Licensure As a Chiropractor

I.D. No. EDU-21-21-00008-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of sections 52.14 and 73.1 of Title 8 NYCRR.

Statutory authority: Education Law, sections 207, 6504, 6507, 6551 and 6554

Subject: Requirements for Chiropractic Education Programs and Education Requirements for Licensure as a Chiropractor.

Purpose: To conform the Commissioner's regulations to national education standards for postsecondary education.

Text of proposed rule: 1. Section 52.14 of the Regulations of the Commissioner of Education is amended to read as follows:

Section 52.14. Chiropractic.

Admission requirements to a college of chiropractic shall include the following preprofessional education: [60] 90 semester hours of college study, with a GPA of not less than 2.75 on a 4.0 scale or its substantial equivalent as determined by the department and a minimum of 24 semester hours in life and physical science courses, which may include, but not be limited to, courses in general biology, human anatomy, physiology, general chemistry, biochemistry, physics, biomechanics and kinesiology[, and, of these 24 semester hours, at]. At least half of [such hours] these courses shall include a laboratory component.

2. Subdivision (a) of section 73.1 of the Regulations of the Commissioner of Education is amended to read as follows:

(a) To meet the professional education requirement, the applicant shall present evidence of the completion of not less than [60] 90 semester hours of preprofessional postsecondary education, with a GPA of not less than 2.75 on a 4.0 scale or its substantial equivalent as determined by the department and a minimum of 24 semester hours in life and physical science courses, which may include, but is not [be] limited to, courses in general biology, human anatomy, physiology, general chemistry, biochemistry, physics, biomechanics and kinesiology[, and, of these 24 semester hours, at]. At least half of [such hours] these courses shall include a laboratory component[, and]. The applicant shall also present evidence of a program of chiropractic education consisting of either:

(1) the completion of a program of chiropractic education of not less than four academic years, or the equivalent thereof, registered by the department or accredited by an accrediting organization acceptable to the department; or

(2) the completion of not less than four academic years of chiropractic education satisfactory to the department, culminating in a degree, diploma or certificate in chiropractic recognized by the appropriate civil authorities of the country in which the school is located as acceptable for entry into practice in such country. To satisfy the professional study requirements pursuant to this paragraph, the applicant shall also complete not less than two academic years of study satisfactory to the department in a registered or accredited chiropractic school program, including such subjects as may be necessary for certification by such program that the candidate is prepared to enter the New York State chiropractic licensing examination.

(b) An applicant who lacks not more than 30 semester hours of the preprofessional postsecondary education required in subdivision (a) of this section may satisfy such requirement by providing evidence acceptable to the department of the following experience completed after earning a degree in chiropractic:

(1) an internship acceptable to the department; or

(2) graduate study acceptable to the department.

[(b)] (c) Courses failed in a school of chiropractic, for which credit has been granted toward meeting the requirements of another school of chiropractic may not be counted toward meeting the requirements of this Part.

[(c)] (d) A program of chiropractic education shall be considered completed upon certification of completion by the school in which such program was taken and proof that the applicant has been awarded the appropriate chiropractic degree, diploma or certificate.

Text of proposed rule and any required statements and analyses may be obtained from: Kirti Goswami, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112 EB, Albany, NY 12234, (518) 474-6400, email: legal@nysed.gov

Data, views or arguments may be submitted to: Sarah S. Benson, Deputy Commissioner, NYS Education Department, Office of the Professions, 89 Washington Avenue, 2nd Floor EB, West Wing, Albany, NY 12234, (518) 486-1727, email: REGCOMMENTS@nysed.gov

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement

1. STATUTORY AUTHORITY:

Section 207 of the Education Law grants general rule making authority to the Board of Regents to carry into effect the laws and policies of the State relating to education.

Section 6504 of the Education Law authorizes the Board of Regents to supervise the admission to and regulation of the practice of the professions.

Paragraph (a) of subdivision (2) of section 6507 of the Education Law authorizes the Commissioner of Education to promulgate regulations in administering the admission to and the practice of the professions.

Section 6551 of the Education Law defines the practice of the profession of chiropractic.

Section 6554 of the Education Law establishes the requirements for

licensure as a chiropractor and authorizes standards for such licensure to be included in regulations promulgated by the Commissioner of Education.

2. LEGISLATIVE OBJECTIVES:

Education Law section 6554 authorizes the Department to establish educational requirements for the profession of chiropractic. The Council on Chiropractic Education (CCE) is the only agency approved by the United States Department of Education to accredit Doctor of Chiropractic Programs (DCP). Effective January 2014, the (CCE) changed its requirements for student admissions to a DCP. These changes included raising the number of semester hours of undergraduate study to at least 90 semester hours (3 years) with a GPA of not less than 2.75 on a 4.0 scale.

However, currently, sections 52.14 and 73.1(a) of the Commissioner's regulations do not contain a minimum GPA requirement and only require the completion of not less than 60 semester hours of preprofessional postsecondary education, with a minimum of 24 semester hours in life and physical science, which may include, but not be limited to, courses in general biology, human anatomy, physiology, general chemistry, biochemistry, physics, biomechanics and kinesiology, and, of these 24 semester hours, half of such courses must include a laboratory component.

The proposed amendments to sections 52.14 and 73.1(a) of the Commissioner's regulations conform such sections to the above-referenced national education standards by requiring the completion of not less than 90 semester hours of preprofessional postsecondary education, with a GPA of not less than 2.75 on a 4.0 scale or its substantial equivalent as determined by the Department and a minimum of 24 semester hours in life and physical science, which may include, but not be limited to, courses in general biology, human anatomy, physiology, general chemistry, biochemistry, physics, biomechanics and kinesiology, and, of these 24 semester hours, half of such courses must include a laboratory component.

Additionally, the proposed amendment to section 73.1(a) of the Commissioner's regulations provides applicants, who lack not more than 30 semester hours of the required 90 semester hours of preprofessional postsecondary education, to satisfy this requirement by providing evidence acceptable to the Department of either completing an internship acceptable to the Department; or graduate study acceptable to the Department, after earning a degree in chiropractic.

3. NEEDS AND BENEFITS:

With the exception of New York State, all other states follow all of the CCE preprofessional education requirements. By conforming sections 52.14 and 73.1(a) of the Commissioner's regulations to the national education standards, the proposed amendments will also increase the rigor of the preprofessional postsecondary education requirements in the profession of chiropractic in this State, which should enhance public protection and improve the quality of chiropractic services.

4. COSTS:

(a) Costs to State government: There are no additional costs to State government.

(b) Costs to local government: There are no additional costs to local government.

(c) Cost to private regulated parties: The proposed amendment does not impose any additional costs on either higher education institutions or any of the education programs referenced above or the students enrolled in them.

(d) Cost to the regulatory agency: There are no additional costs to the State Education Department.

5. LOCAL GOVERNMENT MANDATES:

The proposed amendment does not impose any program, service, duty, or responsibility on local governments.

6. PAPERWORK:

There are no new forms, reporting requirements, or other recordkeeping associated with the proposed amendment.

7. DUPLICATION:

The proposed amendment does not duplicate any other existing State or federal requirements.

8. ALTERNATIVES:

The proposed amendments to sections 52.14 and 73.1(a) of the Commissioner's regulations conform New York State's preprofessional education requirements for students seeking admission to New York State Doctor of Chiropractic Programs to national standards, which will increase the rigor of the preprofessional postsecondary education requirements in the profession of chiropractic in this State and enhance public protection. There are no significant alternatives to the proposed amendment and none were considered.

9. FEDERAL STANDARDS:

No Federal standards apply to the subject matter of this rule making. The Federal government does not regulate the licensure requirements for applicants for licensure as a chiropractor in New York State. Since there are no applicable federal standards, the proposed amendment does not exceed any minimum federal standards for the same or similar subject areas.

10. COMPLIANCE SCHEDULE:

If adopted at the September 2021 Regents meeting, the proposed amendment will become effective on September 29, 2021. It is anticipated that regulated parties will be able to comply with the proposed amendment by the effective date.

Regulatory Flexibility Analysis

The purpose of the proposed amendment to sections 52.14 and 73.1(a) of the Regulations of the Commissioner of Education is to conform New York State's preprofessional education requirements for students seeking admission to New York State Doctor of Chiropractic Programs to national standards in order to increase the rigor of the preprofessional postsecondary education requirements in the profession of chiropractic in this State. It is anticipated that the proposed amendment will enhance public protection and improve the quality of chiropractic services.

The proposed amendment will not impose any reporting, recordkeeping, or other compliance requirements or costs, or have an adverse impact, on small businesses or local governments. Because it is evident from the nature of the proposed amendment that it will not affect small businesses or local governments, no affirmative steps were needed to ascertain that fact and none were taken. Accordingly, a regulatory flexibility analysis for small businesses and local governments is not required, and one has not been prepared.

Rural Area Flexibility Analysis

The purpose of the proposed amendment to sections 52.14 and 73.1(a) of the Regulations of the Commissioner of Education is to conform New York State's preprofessional education requirements for students seeking admission to New York State Doctor of Chiropractic Programs to national standards in order to increase the rigor of the preprofessional postsecondary education requirements in the profession of chiropractic in this State, which should enhance public protection and improve the quality of chiropractic services.

The proposed amendment to the preprofessional education requirements is applicable to individuals seeking admission to New York State Doctor of Chiropractic Programs. One of the purposes of the proposed amendment is to increase the rigor of the preprofessional postsecondary education requirements in the profession of chiropractic in this State, including rural areas of this State. Thus, the proposed amendment does not adversely impact entities in rural areas of New York State. Accordingly, no further steps were needed to ascertain the impact of the proposed amendment on entities in rural areas and none were taken. Thus, a rural flexibility analysis is not required and one has not been prepared.

Job Impact Statement

It is not anticipated that the proposed amendment will impact jobs or employment opportunities. This is because the proposed amendment to sections 52.14 and 73.1(a) of the Regulations of the Commissioner of Education conforms New York State's preprofessional education requirements for students seeking admission to New York State Doctor of Chiropractic Programs to national standards in order to increase the rigor of the preprofessional postsecondary education requirements in the profession of chiropractic in this State, which should enhance public protection and improve the quality of chiropractic services.

The proposed amendment will not have a substantial adverse impact on jobs and employment opportunities. Because it is evident from the nature of the proposed amendment that it will have no impact on jobs or employment opportunities attributable to its adoption or only a positive impact, no affirmative steps were needed to ascertain these facts and none were taken. Accordingly, a job impact statement is not required and one has not been prepared.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

School Counselor Bilingual & Supplementary Bilingual Education Extension & Registration Requirements

I.D. No. EDU-21-21-00009-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of sections 52.21, 80-2.9 and Subpart 80-4 of Title 8 NYCRR.

Statutory authority: Education Law, sections 101, 207, 210, 305, 3001, 3004 and 3009

Subject: School Counselor Bilingual & Supplementary Bilingual Education Extension & Registration Requirements.

Purpose: To create the bilingual education extension, supplementary bilingual education extension, and registration requirements for programs

leading to the bilingual education extension for initial and professional school counselor certificates.

Text of proposed rule: 1. Paragraph (4) of subdivision (b) of section 52.21 of the Regulations of the Commissioner of Education shall be amended to read as follows:

(4) Programs leading to extensions and annotations. To be registered as a program leading to an extension or annotation of a teaching *or school counselor* certificate, the program shall meet the requirements of this paragraph. The requirements for the extension or annotation are additional to the requirements set forth in this subdivision for the [teaching] certificate but may be completed as part of the program leading to the certificate.

(i) Programs leading to extensions authorizing the provision of bilingual education for certificates for teaching early childhood education; childhood education; middle childhood education; adolescence education; a special subject; literacy education; career and technical education; students with disabilities in early childhood, or childhood, or middle childhood for programs registered prior to September 2, 2011, or adolescence; students who are blind or visually impaired; students who are deaf or hard of hearing; and students with speech and language disabilities shall require:

(a) study that will permit the candidate to obtain the following knowledge, understanding and skills:

- (1) ...
- (2) ...
- (3) ...

(4) methods of teaching English language arts to bilingual English language learners, including literacy, using the [native]home language and English, for meeting the State learning standards for students, set forth in Part 100 of this Title;

(5) methods of teaching [native]home language arts to bilingual English language learners, including literacy, using the [native]home language and English; and

(6) methods of teaching other content appropriate to the teaching certificate to bilingual English language learners, using the [native]home language and English, for meeting the State learning standards for students, set forth in Part 100 of this Title; and

(b) ...

(ii) Programs leading to extensions authorizing the provision of bilingual education for certificates in library media specialist, [and] educational technology specialist, and *school counselor* shall require:

(a) study that will permit the candidate to obtain the following knowledge, understanding and skills:

- (1) ...
- (2) ...

(3) methods of providing library media services, [or] educational technology services, *or school counselor services* as appropriate to the [teaching] certificate to bilingual English language learners, using the [native]home language and English; and

(b) college-supervised field experiences of at least 50 clock hours in providing bilingual services, as appropriate to the [teaching] certificate.

2. Subdivision (a) of section 80-2.9 of the Regulations of the Commissioner of Education shall be amended to read as follows:

(a) The validity of a provisional or permanent certificate issued pursuant to this Part may be extended by the commissioner to include bilingual education if the holder of such certificate meets the requirements described in paragraph (1), (2), (3) or (4) of this subdivision, provided that the candidate applied for and upon application qualified for such extension prior to February 2, 2004 for certificates in the classroom teaching service, or prior to February 2, 2023 for certificates in the school counselor title, except for candidates who are applying for an extension to a certificate title in pupil personnel service, *other than the school counselor title*, or the administrative and supervisory service for which no time limit for application is applicable. Candidates who apply for an extension in bilingual education on or after February 2, 2004 for certificates in the classroom teaching service, or apply for an extension in bilingual education on or after February 2, 2023 for certificates in the school counselor title, shall meet the requirements of Subpart 80-4 of this Part. Candidates who apply for an extension in bilingual education on or after February 2, 2004 for certificates in the pupil personnel service, *other than candidates who apply for an extension on or after February 2, 2023 for certificates in the school counselor title*, or the administrative and supervisory service shall be required to meet the requirements of this section.

(1) Completion of an approved program registered by the department specifically for service as a teacher of bilingual education.

(i) For teachers of the common branch subjects in the lower (PreK-3) and upper (4-6) elementary grades (PreK-6) (see section 80-2.12 of this Subpart) the program will include methods and materials of teaching English as a second language; cultural perspectives; theory and practice of bilingual/multicultural education; methods of teaching core

subject areas in the [native]home language; [native]home language arts; evaluation in bilingual education; and linguistics. The program will provide a college-supervised field experience in bilingual education.

(ii) For teachers of occupational subjects (see section 80-2.5 of this Subpart), teachers of children with handicapping conditions (see section 80-2.6 of this Subpart), teachers of reading (see section 80-2.7 of this Subpart), teachers of English, languages other than English, mathematics, the sciences and social studies (see section 80-2.13 of this Subpart) and teachers of special subjects (see section 80-2.14 of this Subpart), the program will include methods and materials of teaching English as a second language; cultural perspectives; theory and practice of bilingual/multicultural education; methods of teaching the subject area in the [native]home language; and [native]home language arts. The program will provide a college-supervised field experience in bilingual education.

(iii) For pupil personnel service professionals (see sections 80-2.3 and 80-3.11 of this Part), administrative and supervisory personnel (see section 80-2.4 of this Subpart), and school media specialists (see section 80-2.8 of this Subpart), the program will include cultural perspectives, theory and practice of bilingual/multicultural education, and methods of providing services in the [native]home language. The program will provide appropriate college-supervised field experience in the certificate area in a bilingual context.

(iv) ...

(2) Alternate completion of requirements. A provisional or permanent certificate may be extended to bilingual education for a candidate who has completed the following:

(i) For teachers of the common branch subjects in the lower (PreK-3) and upper (4-6) elementary grades (PreK-6) (see section 80-2.12 of this Subpart), 24 semester hours of collegiate study at an institution with an approved bilingual education program to include: methods and materials of teaching English as a second language; cultural perspectives; theory and practice of bilingual/multicultural education; methods of teaching core subject areas in the [native]home language; [native]home language arts; evaluation in bilingual education; and linguistics;

(ii) For teachers of occupational subjects (see section 80-2.5 of this Subpart), teachers of children with handicapping conditions (see section 80-2.6 of this Subpart), teachers of reading (see section 80-2.7 of this Subpart), teachers of English, languages other than English, mathematics, the sciences and social studies (see section 80-2.13 of this Subpart), and teachers of special subjects (see section 80-2.14 of this Subpart), 15 semester hours of collegiate study at an institution with an approved bilingual education program to include: methods and materials of teaching English as a second language; cultural perspectives; theory and practice of bilingual/multicultural education; methods of teaching the subject area in the [native]home language; and [native]home language arts; or

(iii) For pupil personnel service professionals (see sections 80-2.3 and 80-3.11 of this Part), administrative and supervisory personnel (see section 80-2.4 of this Subpart), and school media specialists (see section 80-2.8 of this Subpart), 15 semester hours of collegiate study at an institution with an approved bilingual education program to include cultural perspectives, theory and practice of bilingual/multicultural education, and methods of providing services in the [native]home language;

(iv) ...

(v) ...

(3) ...

(4) ...

(5) ...

3. The title of Subpart 80-4 of the Regulations of the Commissioner of Education shall be amended to read as follows:

SUBPART 80-4

REQUIREMENTS FOR EXTENSIONS AND ANNOTATIONS OF CERTIFICATES IN THE CLASSROOM TEACHING SERVICE [APPLIES]APPLIED FOR ON OR AFTER FEBRUARY 2, 2004 AND IN THE SCHOOL COUNSELOR TITLE APPLIED FOR ON OR AFTER FEBRUARY 2, 2023

4. Subdivision (a) of section 80-4.3 of the Regulations of the Commissioner of Education shall be amended to read as follows:

(a) Requirements for the extension in bilingual education.

The candidate shall meet the requirements in each of the following paragraphs:

(1) The requirements of this subdivision shall be applicable to the extension in bilingual education of provisional, permanent, initial, emergency COVID-19, or professional certificates in the classroom teaching service and provisional, permanent, initial, or professional certificates in the school counselor title. The requirements of section 80-2.9 of this Part shall be applicable to the extension in bilingual education for certificates in the pupil personnel service, other than certificates in the school counselor title, or the administrative and supervisory service.

(2) The candidate shall meet the requirements in each of the following subparagraphs:

(i) Education.

(a) ...

(1) ...

(2) ...

(3) methods of teaching English language arts and [native]home language arts to bilingual English language learners using the [native]home language and English;

(4) methods of teaching other content to bilingual English language learners using the [native]home language and English.

(b) ...

(1) ...

(2) methods of providing library media services or educational technology services, as appropriate to the teaching certificate, to English language learners using [native]the home language and English.

(c) For candidates who are requesting the extension of a certificate in the school counselor title, the candidate shall satisfactorily complete a program registered pursuant to section 52.21(b)(4)(ii) of this Title, or its equivalent consisting of a total of fifteen semester hours of coursework. Such equivalent coursework shall include study in each of the following subjects:

(1) theories of bilingual education and multicultural perspectives; and

(2) methods of providing school counselor services to English language learners using the home language and English.

(ii)...

(3)...

(4) Supplementary bilingual education extension for certificates in the classroom teaching service and in the school counselor title.

(i) Purpose. The purpose of a supplementary bilingual education extension is to authorize a teacher who is currently certified in a title in the classroom teaching service to teach bilingual English language learners and to authorize a certified school counselor to work with bilingual English language learners, where there is a demonstrated shortage, while the [teacher] candidate is matriculated in a program at an institution of higher education leading to an extension in bilingual education.

(ii) ...

(iii) Requirements. To be eligible for a supplementary bilingual education extension, a candidate shall meet the following requirements:

(a) ...

(b) Certification. The candidate shall hold a valid provisional, initial, emergency COVID-19, permanent, or professional certificate in a title in the classroom teaching service or a valid provisional, initial, permanent, or professional certificate in the school counselor title identified in [this Subpart or Subpart 80-3 of] this Part.

(c) The candidate shall be matriculated in a registered program leading to a bilingual education extension [of a certificate as a teacher in the classroom teaching service], as prescribed in section 52.21(b)(4) of this Title, provided that such program must require the candidate to pass an assessment of proficiency in the language of the bilingual education extension sought as a condition for entry into the program.

(d) Education. The candidate shall have completed coursework as prescribed in this subparagraph.

(1) The candidate shall have completed three semester hours in bilingual education as prescribed in the requirements for a bilingual education extension, set forth in this section, including study in theories of bilingual education and multicultural perspectives.

(2) A statement shall be submitted by the chancellor, in the case of employment with the City School District of the City of New York; or by the superintendent, in the case of other employing boards; or by the chief school officer, in the case of employment with another entity required by law to employ certified teachers or school counselors certifying:

(i) the employing entity seeks to employ the candidate in a position in a certificate title in the classroom teaching service or in the school counselor certificate title with a demonstrated shortage of certified teachers or certified school counselors with an extension in bilingual education;

(ii) ...

(iii) ...

Text of proposed rule and any required statements and analyses may be obtained from: Kirti Goswami, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112EB, Albany, NY 12234, (518) 474-6400, email: legal@nysed.gov

Data, views or arguments may be submitted to: Petra Maxwell, NYS Education Department, Office of Higher Education, 89 Washington Avenue, Room 975 EBA, Albany, NY 12234, (518) 474-2238, email: OHEREGComments@nysed.gov

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. STATUTORY AUTHORITY:

Education Law § 101 (not subdivided) charges the Department with the

general management and supervision of all public schools and all of the educational work of the state.

Education Law § 207 grants general rule-making authority to the Regents to carry into effect State educational laws and policies.

Education Law § 210 authorizes the Regents to register domestic and foreign institutions in terms of New York standards.

Education Law § 215 authorizes the Regents and/or the Commissioner to visit, examine and inspect any institution in the university and any school or institution under the educational supervision of the state.

Education Law § 3001 establishes the qualifications of teachers in the classroom.

Education Law § 3004 authorizes the Commissioner to promulgate regulations governing the certification requirements for teachers employed in public schools.

Education Law § 3009 prohibits school districts from paying the salary of an unqualified teacher.

2. LEGISLATIVE OBJECTIVES:

The proposed amendment is consistent with the above referenced statutory authority. The purpose of the proposed amendments to sections 52.21 and 80-2.9 and Subpart 80-4 of the Regulations of the Commissioner of Education Relating to the creation of the Bilingual Education Extension, Supplementary Bilingual Education Extension, and registration requirements for programs leading to the Bilingual Education Extension for Initial and Professional School Counselor Certificates is to make such extensions available to candidates seeking the new Initial and Professional School Counselor certificates and for institutions of higher education to register programs that lead to the Bilingual Education extension for Initial and Professional School Counselor certificates.

3. NEEDS AND BENEFITS:

Section 80-2.9 of the Commissioner's regulations lists the requirements for the Bilingual Education extension for pupil personnel service professionals (e.g., school counselors), administrative and supervisory personnel, and school media specialists who hold Provisional and Permanent certificates. For this Bilingual Education extension, they must either:

- complete the appropriate registered Bilingual Education extension program that includes study in cultural perspectives, theory and practice of bilingual/multicultural education, methods of providing services in the native language, and an appropriate college-supervised field experience in the certificate area in a bilingual context, or
- complete 15 semester hours of collegiate study at an institution with a registered bilingual education program to include cultural perspectives, theory and practice of bilingual/multicultural education, and methods of providing services in the native language.

The Supplementary Bilingual Education three-year extension for Provisional and Permanent School Counselor certificates allows certified school counselors who are enrolled in a registered program leading to the Bilingual Education extension to work as a bilingual school counselor where there is a demonstrated shortage. One of the requirements for this three-year extension is to complete three semester hours in bilingual education as described in the registered Bilingual Education extension program requirements, including study in theories of bilingual education and multicultural perspectives.

New Initial and Professional School Counselor Certificates

At its May 2017 meeting, the Board of Regents established new Initial and Professional School Counselor certificates and the registration requirements for school counselor programs that lead to the new Initial and Professional School Counselor certificates. The Initial and Professional School Counselor certificates will begin to be issued on February 2, 2023. Candidates must apply and qualify for the current Provisional School Counselor certificate prior to February 2, 2023.

Therefore, amendments to Commissioner's regulations are needed in order for the Bilingual Education extension and Supplementary Bilingual Education extension to be available for the new Initial and Professional School Counselor certificates and for institutions of higher education to register programs that lead to the Bilingual Education extension for Initial and Professional School Counselor certificates.

Proposed Bilingual Education and Supplementary Bilingual Education Extensions

The Department proposes to amend section 80-4.3 of the Commissioner's regulations to establish the Bilingual Education extension and Supplementary Bilingual Education extension for candidates who hold the Initial or Professional School Counselor certificate and apply for the extensions on or after February 2, 2023.

For the proposed Bilingual Education extension, candidates must either complete a registered program leading to the Bilingual Education extension for the Initial or Professional School Counselor certificate; or complete 15 semester hours of study that includes theories of bilingual education and multicultural perspectives, and methods of providing school counselor services to English language learners using native language and English. These requirements are consistent with the requirements for the

Bilingual Education extension for Provisional and Permanent School Counselor certificates.

The proposed Supplementary Bilingual Education extension requires candidates to complete three semester hours in bilingual education as prescribed in the requirements for a Bilingual Education extension, including study in theories of bilingual education and multicultural perspectives. This coursework requirement aligns with the coursework requirement for the Supplementary Bilingual Education extension for Provisional and Permanent School Counselor certificates.

Proposed Bilingual Education Extension Program Registration Requirements

Additionally, the Department proposes to amend section 52.21 of the Commissioner's regulations to create registration requirements for programs that lead to the Bilingual Education extension for Initial and Professional School Counselor certificates. The coursework requirements would include study in theories of bilingual education and bilingualism, multicultural perspectives in education, and methods of providing school counselor services to bilingual English language learners using the native language and English. The candidates would be required to complete college-supervised field experiences of at least 50 clock hours in providing bilingual services. These requirements are consistent with the registration requirements for programs that lead to the Bilingual Education extension for Provisional and Permanent School Counselor certificates.

4. COSTS:

- a. Costs to State government: The amendment does not impose any costs on State government, including the State Education Department.
- b. Costs to local government: The amendment does not impose any costs on local government.
- c. Costs to private regulated parties: The amendment does not impose any costs on private regulated parties.
- d. Costs to regulating agency for implementation and continued administration: See above.

5. LOCAL GOVERNMENT MANDATES:

The proposed amendment does not impose any additional program, service, duty or responsibility upon any local government.

6. PAPERWORK:

The proposed amendment does not impose any additional paperwork requirements.

7. DUPLICATION:

The proposed amendment does not duplicate existing State or Federal requirements.

8. ALTERNATIVES:

The proposed rule is necessary in order for the Bilingual Education extension and Supplementary Bilingual Education extension to be available for the new Initial and Professional School Counselor certificates and for institutions of higher education to register programs that lead to the Bilingual Education extension for Initial and Professional School Counselor certificates. Therefore, no alternatives were considered.

9. FEDERAL STANDARDS:

There are no applicable Federal standards.

10. COMPLIANCE SCHEDULE:

A Notice of Proposed Rule Making will be published in the State Register on May 11, 2021. Following the 60-day public comment period required under the State Administrative Procedure Act, it is anticipated that the proposed amendment will be presented to the Board of Regents for adoption at its September 2021 meeting. If adopted at the September 2021 meeting, the proposed amendment will become effective on September 29, 2021. It is anticipated that regulated parties will be able to comply with the proposed amendment by the effective date.

Regulatory Flexibility Analysis

The proposed amendment applies to all higher education institutions including those located in the 44 rural counties with fewer than 200,000 inhabitants and the 71 towns and urban counties with a population density of 150 square miles or less.

The purpose of the proposed amendments to sections 52.21 and 80-2.9 and Subpart 80-4 of the Regulations of the Commissioner of Education Relating to the creation of the Bilingual Education Extension, Supplementary Bilingual Education Extension, and registration requirements for programs leading to the Bilingual Education Extension for Initial and Professional School Counselor Certificates is to make such extensions available to candidates seeking the new Initial and Professional School Counselor certificates and for institutions of higher education to register programs that lead to the Bilingual Education extension for Initial and Professional School Counselor certificates.

Currently, school counselor candidates can obtain Provisional and Permanent certificates by completing a registered school counselor program or specified coursework requirements. In addition, they can seek the Bilingual Education extension or Supplementary Bilingual Education extension for Provisional and Permanent School Counselor certificates. Some institutions with registered school counselor programs also have programs

that lead to the Bilingual Education extension for Provisional and Permanent School Counselor certificates.

Section 80-2.9 of the Commissioner's regulations lists the requirements for the Bilingual Education extension for pupil personnel service professionals (e.g., school counselors), administrative and supervisory personnel, and school media specialists who hold Provisional and Permanent certificates. For this Bilingual Education extension, they must either:

- complete the appropriate registered Bilingual Education extension program that includes study in cultural perspectives, theory and practice of bilingual/multicultural education, methods of providing services in the native language, and an appropriate college-supervised field experience in the certificate area in a bilingual context, or
- complete 15 semester hours of collegiate study at an institution with a registered bilingual education program to include cultural perspectives, theory and practice of bilingual/multicultural education, and methods of providing services in the native language.

The Supplementary Bilingual Education three-year extension for Provisional and Permanent School Counselor certificates allows certified school counselors who are enrolled in a registered program leading to the Bilingual Education extension to work as a bilingual school counselor where there is a demonstrated shortage. One of the requirements for this three-year extension is to complete three semester hours in bilingual education as described in the registered Bilingual Education extension program requirements, including study in theories of bilingual education and multicultural perspectives.

New Initial and Professional School Counselor Certificates

At its May 2017 meeting, the Board of Regents established new Initial and Professional School Counselor certificates and the registration requirements for school counselor programs that lead to the new Initial and Professional School Counselor certificates. The Initial and Professional School Counselor certificates will begin to be issued on February 2, 2023. Candidates must apply and qualify for the current Provisional School Counselor certificate prior to February 2, 2023.

Therefore, amendments to Commissioner's regulations are needed in order for the Bilingual Education extension and Supplementary Bilingual Education extension to be available for the new Initial and Professional School Counselor certificates and for institutions of higher education to register programs that lead to the Bilingual Education extension for Initial and Professional School Counselor certificates.

Proposed Bilingual Education and Supplementary Bilingual Education Extensions

The Department proposes to amend section 80-4.3 of the Commissioner's regulations to establish the Bilingual Education extension and Supplementary Bilingual Education extension for candidates who hold the Initial or Professional School Counselor certificate and apply for the extensions on or after February 2, 2023.

For the proposed Bilingual Education extension, candidates must either complete a registered program leading to the Bilingual Education extension for the Initial or Professional School Counselor certificate; or complete 15 semester hours of study that includes theories of bilingual education and multicultural perspectives, and methods of providing school counselor services to English language learners using native language and English. These requirements are consistent with the requirements for the Bilingual Education extension for Provisional and Permanent School Counselor certificates.

The proposed Supplementary Bilingual Education extension requires candidates to complete three semester hours in bilingual education as prescribed in the requirements for a Bilingual Education extension, including study in theories of bilingual education and multicultural perspectives. This coursework requirement aligns with the coursework requirement for the Supplementary Bilingual Education extension for Provisional and Permanent School Counselor certificates.

Proposed Bilingual Education Extension Program Registration Requirements

Additionally, the Department proposes to amend section 52.21 of the Commissioner's regulations to create registration requirements for programs that lead to the Bilingual Education extension for Initial and Professional School Counselor certificates. The coursework requirements would include study in theories of bilingual education and bilingualism, multicultural perspectives in education, and methods of providing school counselor services to bilingual English language learners using the native language and English. The candidates would be required to complete college-supervised field experiences of at least 50 clock hours in providing bilingual services. These requirements are consistent with the registration requirements for programs that lead to the Bilingual Education extension for Provisional and Permanent School Counselor certificates.

The amendment does not impose any new recordkeeping or other compliance requirements and will not have an adverse economic impact on small businesses or local governments. Because it is evident from the nature of the proposed technical amendment that it will not affect small

businesses or local governments, no further steps were needed to ascertain that fact and none were taken. Accordingly, a regulatory flexibility analysis for small businesses is not required and one has not been prepared.

Rural Area Flexibility Analysis

1. TYPES AND ESTIMATED NUMBERS OF RURAL AREAS:

The proposed amendment applies to all higher education institutions including those located in the 44 rural counties with fewer than 200,000 inhabitants and the 71 towns and urban counties with a population density of 150 square miles or less.

2. REPORTING, RECORDKEEPING, AND OTHER COMPLIANCE REQUIREMENTS; AND PROFESSIONAL SERVICES:

The purpose of the proposed amendments to sections 52.21 and 80-2.9 and Subpart 80-4 of the Regulations of the Commissioner of Education Relating to the creation of the Bilingual Education Extension, Supplementary Bilingual Education Extension, and registration requirements for programs leading to the Bilingual Education Extension for Initial and Professional School Counselor Certificates is to make such extensions available to candidates seeking the new Initial and Professional School Counselor certificates and for institutions of higher education to register programs that lead to the Bilingual Education extension for Initial and Professional School Counselor certificates.

Currently, school counselor candidates can obtain Provisional and Permanent certificates by completing a registered school counselor program or specified coursework requirements. In addition, they can seek the Bilingual Education extension or Supplementary Bilingual Education extension for Provisional and Permanent School Counselor certificates. Some institutions with registered school counselor programs also have programs that lead to the Bilingual Education extension for Provisional and Permanent School Counselor certificates.

Section 80-2.9 of the Commissioner's regulations lists the requirements for the Bilingual Education extension for pupil personnel service professionals (e.g., school counselors), administrative and supervisory personnel, and school media specialists who hold Provisional and Permanent certificates. For this Bilingual Education extension, they must either:

- complete the appropriate registered Bilingual Education extension program that includes study in cultural perspectives, theory and practice of bilingual/multicultural education, methods of providing services in the native language, and an appropriate college-supervised field experience in the certificate area in a bilingual context, or
- complete 15 semester hours of collegiate study at an institution with a registered bilingual education program to include cultural perspectives, theory and practice of bilingual/multicultural education, and methods of providing services in the native language.

The Supplementary Bilingual Education three-year extension for Provisional and Permanent School Counselor certificates allows certified school counselors who are enrolled in a registered program leading to the Bilingual Education extension to work as a bilingual school counselor where there is a demonstrated shortage. One of the requirements for this three-year extension is to complete three semester hours in bilingual education as described in the registered Bilingual Education extension program requirements, including study in theories of bilingual education and multicultural perspectives.

New Initial and Professional School Counselor Certificates

At its May 2017 meeting, the Board of Regents established new Initial and Professional School Counselor certificates and the registration requirements for school counselor programs that lead to the new Initial and Professional School Counselor certificates. The Initial and Professional School Counselor certificates will begin to be issued on February 2, 2023. Candidates must apply and qualify for the current Provisional School Counselor certificate prior to February 2, 2023.

Therefore, amendments to Commissioner's regulations are needed in order for the Bilingual Education extension and Supplementary Bilingual Education extension to be available for the new Initial and Professional School Counselor certificates and for institutions of higher education to register programs that lead to the Bilingual Education extension for Initial and Professional School Counselor certificates.

Proposed Bilingual Education and Supplementary Bilingual Education Extensions

The Department proposes to amend section 80-4.3 of the Commissioner's regulations to establish the Bilingual Education extension and Supplementary Bilingual Education extension for candidates who hold the Initial or Professional School Counselor certificate and apply for the extensions on or after February 2, 2023.

For the proposed Bilingual Education extension, candidates must either complete a registered program leading to the Bilingual Education extension for the Initial or Professional School Counselor certificate; or complete 15 semester hours of study that includes theories of bilingual education and multicultural perspectives, and methods of providing school counselor services to English language learners using native language and English. These requirements are consistent with the requirements for the

Bilingual Education extension for Provisional and Permanent School Counselor certificates.

The proposed Supplementary Bilingual Education extension requires candidates to complete three semester hours in bilingual education as prescribed in the requirements for a Bilingual Education extension, including study in theories of bilingual education and multicultural perspectives. This coursework requirement aligns with the coursework requirement for the Supplementary Bilingual Education extension for Provisional and Permanent School Counselor certificates.

Proposed Bilingual Education Extension Program Registration Requirements

Additionally, the Department proposes to amend section 52.21 of the Commissioner's regulations to create registration requirements for programs that lead to the Bilingual Education extension for Initial and Professional School Counselor certificates. The coursework requirements would include study in theories of bilingual education and bilingualism, multicultural perspectives in education, and methods of providing school counselor services to bilingual English language learners using the native language and English. The candidates would be required to complete college-supervised field experiences of at least 50 clock hours in providing bilingual services. These requirements are consistent with the registration requirements for programs that lead to the Bilingual Education extension for Provisional and Permanent School Counselor certificates.

3. COSTS:

The proposed amendment does not impose any costs on institutional candidates and/or the New York State school districts or the BOCES.

4. MINIMIZING ADVERSE IMPACT:

The proposed amendment will enable candidates to have increased opportunities to fulfill their Bilingual Education and Supplementary Bilingual Education requirements leading to the Bilingual Education Extension for Initial and Professional School Counselor Certificates while working in the NY state public school system. No alternatives were considered for those institutions located in rural areas of the State.

5. RURAL AREA PARTICIPATION:

Copies of the proposed amendments have been provided to the New York Association of Colleges for Teacher Education for review and comment, who have members located in rural areas.

Job Impact Statement

The purpose of the proposed amendments to sections 52.21 and 80-2.9 and Subpart 80-4 of the Regulations of the Commissioner of Education Relating to the creation of the Bilingual Education Extension, Supplementary Bilingual Education Extension, and registration requirements for programs leading to the Bilingual Education Extension for Initial and Professional School Counselor Certificates is to make such extensions available to candidates seeking the new Initial and Professional School Counselor certificates and for institutions of higher education to register programs that lead to the Bilingual Education extension for Initial and Professional School Counselor certificates.

Because it is evident from the nature of the proposed amendment that it will have no impact on the existing number of jobs or employment opportunities in New York State, no further steps were needed to ascertain that fact and none were taken.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Adding the Doctor of Business Administration (D.B.A.) Degree and Master of Theological Studies (M.T.S.) Degree in New York State

I.D. No. EDU-21-21-00010-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of sections 3.47 and 3.50 of Title 8 NYCRR.

Statutory authority: Education Law, sections 101, 207, 210, 214, 215, 218, 224 and 305

Subject: Adding the Doctor of Business Administration (D.B.A.) Degree and Master of Theological Studies (M.T.S.) Degree in New York State.

Purpose: To add the D.B.A. degree and M.T.S. degree in New York State.

Text of proposed rule: 1. Paragraph (2) of subdivision (d) of section 3.47 of the Rules of the Board of Regents is amended to read as follows:

(2) Professional degrees. Graduate professional degree programs must be comprised of advanced studies in professional or vocational fields. While they may have strong theoretical underpinnings, they must have as their primary purpose knowledge for application in professional practice.

Master's degree programs of this type are primarily terminal in nature. They may serve as preparation for advanced studies at the doctoral level, but they shall not be designed primarily for this purpose. The doctorate in such studies is likewise practical, insofar as it prepares the student to train or supervise others in the field, to discover new knowledge that has practical application in the field, or to prepare the student for a life of practice in the student's particular profession. Only the following degrees may be conferred upon the completion of a professionally oriented graduate program:

Bachelor of Divinity (B.D.)
Bachelor of Laws (LL.B.)
----- Engineer (-- -- E.)
Master of Architecture (M.Arch.)
Master of Arts in Teaching (M.A.T.)
Master of Business Administration (M.B.A.)
Master of Comparative Jurisprudence (M.C.J.)
Master of Comparative Law (M.C.L.)
Master of Divinity (M.Div.)
Master of Education (Ed.M. or M.Ed.)
Master of Engineering (M.E.)
Master of Fine Arts (M.F.A.)
Master of Food Science (M.F.S.)
Master of Forestry (M.F.)
Master of Health Administration (M.H.A.)
Master of Hebrew Literature (M.H.L.)
Master of Industrial and Labor Relations (M.I.L.R.)
Master of Industrial Design (M.I.D.)
Master of International Affairs (M.I.A.)
Master of Landscape Architecture (M.L.A.)
Master of Laws (LL.M.)
Master of Library Science (M.L.S.)
Master of Management in Hospitality (M.M.H.)
Master of Music (Mus.M.)
Master of Nutritional Science (M.N.S.)
Master of Physical Therapy (M.P.T.)
Master of Professional Studies (M.P.S.)
Master of Public Administration (M.P.A.)
Master of Public Health (M.P.H.)
Master of Regional Planning (M.R.P.)
Master of Religious Education (M.R.E.)
Master of Sacred Music (S.M.M.)
Master of Sacred Theology (S.T.M.)
Master of Science for Teachers (M.S.T.)
Master of Science in Education (M.S. in Ed.)
Master of Science in Pharmacy (M.S. in Pharm.)
Master of Social Science (M.S.Sc.)
Master of Social Work (M.S.W.)
Master of Studies in Law (M.S.L.)
Master of Theological Studies (M.T.S.)
Master of Theology (Th.M.)
Master of Urban Planning (M.U.P.)
Doctor of Acupuncture and Oriental Medicine (D.A.O.M.)
Doctor of Arts (D.A.)
Doctor of Audiology (Au.D.)
Doctor of Business Administration (D.B.A.)
Doctor of Chiropractic (D.C.)
Doctor of Dental Surgery (D.D.S.)
Doctor of Education (Ed.D.)
Doctor of Engineering (D.Eng.)
Doctor of Engineering Science (Eng.Sc.D.)
Doctor of Hebrew Literature (D.H.L.)
Doctor of Juridical Science (S.J.D.)
Doctor of Law (J.D.)
Doctor of Library Science (L.S.D.)
Doctor of Medical Science (Med. Sc.D.)
Doctor of Medicine (M.D.)
Doctor of Ministry (D.Min.)
Doctor of Musical Arts (D.M.A.)
Doctor of Nursing Practice (D.N.P.)
Doctor of Nursing Science (D.N.S.)
Doctor of Occupational Therapy (O.T.D.)
Doctor of Optometry (O.D.)
Doctor of Osteopathic Medicine (D.O.)
Doctor of Pharmacy (Pharm.D.)
Doctor of Podiatric Medicine (D.P.M.)
Doctor of Physical Therapy (D.P.T.)
Doctor of Professional Studies (D.P.S.)
Doctor of Psychology (Psy.D.)
Doctor of Public Administration (D.P.A.)
Doctor of Public Health (D.P.H.)

Doctor of Religious Education (D.R.E.)
 Doctor of Sacred Music (S.M.D.)
 Doctor of Science in Veterinary Medicine (D.Sc. in V.M.)
 Doctor of Social Science (D.S.Sc.)
 Doctor of Social Welfare (D.S.W.)
 Doctor of the Science of Law (J.S.D.)
 Doctor of Theology (Th.D.)
 Doctor of Veterinary Medicine (D.V.M.)

2. Paragraphs (3) and (30) of subdivision (b) of section 3.50 of the Rules of the Board of Regents is amended to read as follows:

(3) Business Administration:

Bachelor of Business Administration (B.B.A.)
 Master of Business Administration (M.B.A.)
 Master of Management in Hospitality (M.M.H.)
Doctor of Business Administration (D.B.A.)

(30) Theology:

Bachelor of Divinity (B.D.)
 Bachelor of Sacred Theology (S.T.B.)
 Bachelor of Theology (Th.B.)
 Master of Divinity (M.Div.)
 Master of Sacred Theology (S.T.M.)
Master of Theological Studies (M.T.S.)
 Master of Theology (Th.M.)
 Doctor of Ministry (D.Min.)
 Doctor of Theology (Th.D.)

Note: Any institution of higher education authorized to confer the Bachelor of Divinity (B.D.) or Bachelor of Sacred Theology (S.T.B.) degree may confer the Master of Divinity (M.Div.) degree, provided that the programs leading to the degrees have been registered in accordance with the regulations of the commissioner.

Text of proposed rule and any required statements and analyses may be obtained from: Kirti Goswami, NYS Education Department, Office of Counsel, 89 Washington Avenue, Room 112EB, Albany, NY 12234, (518) 474-6400, email: legal@nysed.gov

Data, views or arguments may be submitted to: Petra Maxwell, NYS Education Department, Office of Higher Education, 89 Washington Avenue, Room 975 EBA, Albany, NY 12234, (518) 474-2238, email: OHEREGComments@nysed.gov

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. STATUTORY AUTHORITY:

Education Law § 101 (not subdivided) charges the Department with the general management and supervision of all public schools and all of the educational work of the state.

Education Law § 207 grants general rule-making authority to the Regents to carry into effect State educational laws and policies.

Education Law § 210 authorizes the Regents to register domestic and foreign institutions in terms of New York standards.

Education Law § 214 authorizes the Regents to exclude from membership any institution failing to comply with law or with any rule of the university.

Education Law § 215 authorizes the Regents and/or the Commissioner to visit, examine and inspect any institution in the university and any school or institution under the educational supervision of the state.

Education Law § 218 charges the Regents with the authority to approve any institution for higher education wishing to confer any degree not specifically authorized by its charter; and no corporation shall, under authority on any general act, extend its business to include establishing or carrying on any educational institution or work, without the consent of the Board of Regents.

Education Law § 224 Education Law grants the Regents the authority to confer by special charter to a university, college or other degree granting institution the ability to confer any degree or use, advertise or transact business under the name university or college.

Education Law § 305 authorizes the Commissioner to enforce the educational policies of this State and execute all educational policies determined by the Regents and shall prescribe the licensing of teachers employed in this State.

2. LEGISLATIVE OBJECTIVES:

The proposed amendment is consistent with the above reference statutory authority and is necessary to add the Doctor of Business Administration (D.B.A.) degree and Master of Theological Studies (M.T.S.) degree in New York State.

The City University of New York (CUNY), Baruch College, has requested that the Board of Regents add the Doctor of Business Administration (D.B.A.) degree to list of recognize degrees in New York State. Ac-

cording to the Executive DBA Council, the professional association of doctorate of business programs, the D.B.A. is recognized as the terminal degree for practical and applied business education. This degree is designed for working executives, as compared to the Doctor of Philosophy (Ph.D.), which usually involves full-time study, research, and teaching in preparation for an academic career, or the Doctor of Professional Studies (D.P.S.), which often focuses on other specialized discipline areas (e.g., bioethics/health ethics, computing, homeland security, and information management).

Currently, there are over 107 D.B.A. programs available worldwide, including several in the United States at institutions including Temple University, DePaul University, Georgia State University, University of Florida, and the University of Minnesota. According to CUNY Baruch College, the adoption of the D.B.A. degree award will yield many benefits to the State of New York, such as: 1. Strengthening the higher education industry in our state and attracting executive students of high caliber and promise; 2. Showing that New York State is receptive to the evolving needs of business, thus enhancing the reputation of New York State as being flexible and proactive in its educational offerings; and 3. Demonstrating New York State's commitment to innovation in educational programs.

Separately, Fordham University has requested that the Board of Regents add the Master of Theological Studies (M.T.S.) degree to the list of recognized degrees in New York State. The M.T.S. degree is recognized by the Association of Theological Schools (ATS), a member organization of more than 270 institutions offering degree programs within the theological disciplines. The M.T.S. is considered a pursuit independent from degrees such as the Master of Divinity and the Master of Arts, according to the American Academy of Religion.

The designation of M.T.S. is also recognized by the ATS's accrediting body – the Commission on Accrediting of the Association of Theological Schools. The M.T.S. is offered at over seventy institutions outside New York, including the respective divinity schools of Harvard University, Boston College, University of Notre Dame, Vanderbilt, Duke University, Emory University, and Boston University, among many others.

Therefore, the proposed rule amends sections 3.47 and 3.50 of the Rules of the Board of Regents to include Master of Theological Studies (M.T.S.) and Doctor of Business Administration (D.B.A.) to the list of degrees that may be conferred in New York State.

3. NEEDS AND BENEFITS:

As previously stated, according to CUNY Baruch College, the adoption of the D.B.A. degree award will yield many benefits to the State of New York, such as: strengthening the higher education industry in our state and attracting executive students of high caliber and promise; showing that New York State is receptive to the evolving needs of business, thus enhancing the reputation of New York State as being flexible and proactive in its educational offerings; and demonstrating New York State's commitment to innovation in educational programs.

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4. COSTS:

a. Costs to State government: The amendment does not impose any costs on State government, including the State Education Department.

b. Costs to local government: The amendment does not impose any costs on local government.

c. Costs to private regulated parties: The amendment does not impose any costs on private regulated parties.

d. Costs to regulating agency for implementation and continued administration: See above.

5. LOCAL GOVERNMENT MANDATES:

The proposed amendment does not impose any additional program, service, duty or responsibility upon any local government.

6. PAPERWORK:

The proposed amendment does not impose any additional paperwork requirements.

7. DUPLICATION:

The proposed amendment does not duplicate existing State or Federal requirements.

8. ALTERNATIVES:

Because the proposed amendment is necessary to add the Doctor of Business Administration (D.B.A.) degree and Master of Theological Studies (M.T.S.) degree in New York State, no alternatives were considered.

9. FEDERAL STANDARDS:

There are no applicable Federal standards.

10. COMPLIANCE SCHEDULE:

A Notice of Proposed Rule Making will be published in the State Register on May 11, 2021. Following the 60-day public comment period required under the State Administrative Procedure Act, it is anticipated that the proposed amendment will be presented to the Board of Regents for adoption at its September 2021 meeting. If adopted at the September 2021 meeting, the proposed amendment will become effective on September 29, 2021. It is anticipated that regulated parties will be able to comply with the proposed amendment by the effective date.

Regulatory Flexibility Analysis

The proposed amendment applies to all higher education institutions including those located in the 44 rural counties with fewer than 200,000 inhabitants and the 71 towns and urban counties with a population density of 150 square miles or less. The purpose of the proposed amendment sections 3.47 and 3.50 of the Rules of the Board of Regents relating to the authorization of degrees is to add the Doctor of Business Administration (D.B.A.) degree and Master of Theological Studies (M.T.S.) degree in New York State.

The City University of New York (CUNY), Baruch College, has requested that the Board of Regents add the Doctor of Business Administration (D.B.A.) degree to list of recognize degrees in New York State. According to the Executive DBA Council, the professional association of doctorate of business programs, the D.B.A. is recognized as the terminal degree for practical and applied business education. This degree is designed for working executives, as compared to the Doctor of Philosophy (Ph.D.), which usually involves full-time study, research, and teaching in preparation for an academic career, or the Doctor of Professional Studies (D.P.S.), which often focuses on other specialized discipline areas (e.g., bioethics/health ethics, computing, homeland security, and information management).

Currently, there are over 107 D.B.A. programs available worldwide, including several in the United States at institutions including Temple University, DePaul University, Georgia State University, University of Florida, and the University of Minnesota. According to CUNY Baruch College, the adoption of the D.B.A. degree award will yield many benefits to the State of New York, such as: 1. Strengthening the higher education industry in our state and attracting executive students of high caliber and promise; 2. Showing that New York State is receptive to the evolving needs of business, thus enhancing the reputation of New York State as being flexible and proactive in its educational offerings; and 3. Demonstrating New York State's commitment to innovation in educational programs.

Separately, Fordham University has requested that the Board of Regents add the Master of Theological Studies (M.T.S.) degree to the list of recognized degrees in New York State. The M.T.S. degree is recognized by the Association of Theological Schools (ATS), a member organization of more than 270 institutions offering degree programs within the theological disciplines. The M.T.S. is considered a pursuit independent from degrees such as the Master of Divinity and the Master of Arts, according to the American Academy of Religion.

The designation of M.T.S. is also recognized by the ATS's accrediting body – the Commission on Accrediting of the Association of Theological Schools. The M.T.S. is offered at over seventy institutions outside New York, including the respective divinity schools of Harvard University, Boston College, University of Notre Dame, Vanderbilt, Duke University, Emory University, and Boston University, among many others.

Therefore, the proposed rule amends sections 3.47 and 3.50 of the Rules of the Board of Regents to include Master of Theological Studies (M.T.S.) and Doctor of Business Administration (D.B.A.) to the list of degrees that may be conferred in New York State.

The amendment does not impose any new recordkeeping or other compliance requirements and will not have an adverse economic impact on small businesses or local governments. Because it is evident from the nature of the proposed amendment that it will not affect small businesses or local governments, no further steps were needed to ascertain that fact and none were taken. Accordingly, a regulatory flexibility analysis for small businesses is not required and one has not been prepared.

Rural Area Flexibility Analysis

1. TYPES AND ESTIMATED NUMBERS OF RURAL AREAS:

The proposed amendment applies to all higher education institutions including those located in the 44 rural counties with fewer than 200,000 inhabitants and the 71 towns and urban counties with a population density of 150 square miles or less.

2. REPORTING, RECORDKEEPING, AND OTHER COMPLIANCE REQUIREMENTS; AND PROFESSIONAL SERVICES:

The purpose of the proposed amendment sections 3.47 and 3.50 of the Rules of the Board of Regents relating to the authorization of degrees is to add the Doctor of Business Administration (D.B.A.) degree and Master of Theological Studies (M.T.S.) degree in New York State.

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Therefore, the proposed rule amends sections 3.47 and 3.50 of the Rules of the Board of Regents to include Master of Theological Studies (M.T.S.) and Doctor of Business Administration (D.B.A.) to the list of degrees that may be conferred in New York State.

3. COSTS:

The proposed amendment does not impose any costs on institutional candidates and/or the New York State school districts or the BOCES.

4. MINIMIZING ADVERSE IMPACT:

As previously stated, according to CUNY Baruch College, the adoption of the D.B.A. degree award will yield many benefits to the State of New York, such as: strengthening the higher education industry in our state and attracting executive students of high caliber and promise; showing that New York State is receptive to the evolving needs of business, thus enhancing the reputation of New York State as being flexible and proactive in its educational offerings; and demonstrating New York State's commitment to innovation in educational programs.

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The propose amendment will enable candidates to earn a D.B.A and M.T.S. degrees in New York State. No alternatives were considered for those candidates/institutions located in rural areas of the state.

5. RURAL AREA PARTICIPATION:

Copies of the proposed amendments have been provided to the State University of New York and the Council on Independent Colleges and Universities, who have members in rural areas, for review and comment.

Job Impact Statement

The purpose of the proposed amendment sections 3.47 and 3.50 of the Rules of the Board of Regents relating to the authorization of degrees is to add the Doctor of Business Administration (D.B.A.) degree and Master of Theological Studies (M.T.S.) degree in New York State.

The City University of New York (CUNY), Baruch College, has requested that the Board of Regents add the Doctor of Business Administration (D.B.A.) degree to list of recognize degrees in New York State. According to the Executive DBA Council, the professional association of doctorate of business programs, the D.B.A. is recognized as the terminal degree for practical and applied business education. This degree is designed for working executives, as compared to the Doctor of Philosophy (Ph.D.), which usually involves full-time study, research, and teaching in preparation for an academic career, or the Doctor of Professional

Studies (D.P.S.), which often focuses on other specialized discipline areas (e.g., bioethics/health ethics, computing, homeland security, and information management).

Currently, there are over 107 D.B.A. programs available worldwide, including several in the United States at institutions including Temple University, DePaul University, Georgia State University, University of Florida, and the University of Minnesota. According to CUNY Baruch College, the adoption of the D.B.A. degree award will yield many benefits to the State of New York, such as: strengthening the higher education industry in our state and attracting executive students of high caliber and promise; showing that New York State is receptive to the evolving needs of business, thus enhancing the reputation of New York State as being flexible and proactive in its educational offerings; and demonstrating New York State's commitment to innovation in educational programs.

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The designation of M.T.S. is also recognized by the ATS's accrediting body – the Commission on Accrediting of the Association of Theological Schools. The M.T.S. is offered at over seventy institutions outside New York, including the respective divinity schools of Harvard University, Boston College, University of Notre Dame, Vanderbilt, Duke University, Emory University, and Boston University, among many others.

Therefore, the proposed rule amends sections 3.47 and 3.50 of the Rules of the Board of Regents to include Master of Theological Studies (M.T.S.) and Doctor of Business Administration (D.B.A.) to the list of degrees that may be conferred in New York State.

Because it is evident from the nature of the proposed amendment that it will have no impact on the existing number of jobs or employment opportunities in New York State, no further steps were needed to ascertain that fact and none were taken.

Department of Financial Services

EMERGENCY RULE MAKING

Minimum Standards for Form, Content, and Sale of Health Insurance, Including Standards of Full and Fair Disclosure

I.D. No. DFS-21-21-00003-E

Filing No. 530

Filing Date: 2021-05-05

Effective Date: 2021-05-05

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Addition of section 52.16(q) to Title 11 NYCRR.

Statutory authority: Financial Services Law, sections 202, 302; Insurance Law, sections 301, 3216, 3217, 3217-h, 3221, 4303 and 4306-g

Finding of necessity for emergency rule: Preservation of public health and public safety.

Specific reasons underlying the finding of necessity: The novel coronavirus ("COVID-19") has spread to millions of people worldwide, with more than 2,000,000 confirmed cases in New York State. While the number of hospitalizations for COVID-19 has diminished sharply in New York, there are still numerous cases of New Yorkers testing positive for COVID-19. The Centers for Disease Control has confirmed that COVID-19 seems to spread easily and sustainably in communities in affected areas. Given the public health implications related to COVID-19, it is essential that insureds continue to have access to health care services in a way that limits the spread of COVID-19.

This amendment prohibits authorized insurers and health maintenance organizations (collectively, "health care plans") that provide comprehensive coverage for hospital, surgical, or medical care from imposing, and states that no insured shall be required to pay, copayments, coinsurance, or annual deductibles for an in-network service otherwise covered under the policy. The amendment requires every health care plan to provide written notification of the requirements of the amendment to its in-network health

care providers ("providers") to ensure that the providers do not require any insured to pay a copayment, coinsurance, or annual deductible that is prohibited from being imposed pursuant to the amendment. This notification should ensure that providers do not collect a copayment, coinsurance, or annual deductible for telehealth services provided.

Given the public health implications related to COVID-19, it is essential that New Yorkers continue to be able to access health care services in a way that limits the spread of COVID-19. The waiver of copayments, coinsurance, and annual deductibles for in-network telehealth services is necessary to ensure that people continue to have access to health care services in a way that limits in-person exposure. Additionally, encouraging people who do not need emergency care to use telehealth services alleviates the stress that COVID-19 puts on our health care system, in particular, the number of patients in emergency departments. Failure to encourage the use of telehealth services could result in the further spread of this epidemic and could jeopardize the health and safety of the people of New York.

Since the crisis involving COVID-19 is constantly evolving, and to ensure that New Yorkers continue to have access to health care services in a way that limits the spread of COVID-19, it is imperative that this amendment be promulgated on an emergency basis for the preservation of public health.

Subject: Minimum Standards for Form, Content, and Sale of Health Insurance, Including Standards of Full and Fair Disclosure.

Purpose: To waive cost-sharing for in-network telehealth services.

Text of emergency rule: Section 52.16(q) is added as follows:

(q)(1) *No policy or contract delivered or issued for delivery in this State that provides comprehensive coverage for hospital, surgical, or medical care shall impose, and no insured shall be required to pay, copayments, coinsurance, or annual deductibles for an in-network service delivered via telehealth when such service would have been covered under the policy if it had been delivered in person.*

(2) *An insurer shall provide written notification to its in-network providers that they shall not collect any deductible, copayment, or coinsurance in accordance with this subdivision.*

(3) *Telehealth means the use of electronic information and communication technologies, including the telephone, by a health care provider to deliver health care services to an insured while such insured is located at a site that is different from the site where the health care provider is located, pursuant to Insurance Law sections 3217-h and 4306-g.*

This notice is intended to serve only as an emergency adoption, to be valid for 90 days or less. This rule expires June 4, 2021.

Text of rule and any required statements and analyses may be obtained from: Tobias Len, Department of Financial Services, One Commerce Plaza, Albany, NY 12257, (518) 474-8975, email: Tobias.Len@dfs.ny.gov

Regulatory Impact Statement

1. Statutory authority: Financial Services Law sections 202 and 302 and Insurance Law sections 301, 3216, 3217, 3217-h, 3221, 4303, and 4306-g.

Financial Services Law section 202 establishes the office of the Superintendent of Financial Services ("Superintendent").

Financial Services Law section 302 and Insurance Law section 301, in pertinent part, authorize the Superintendent to prescribe regulations interpreting the Insurance Law and to effectuate any power granted to the Superintendent in the Insurance Law, Financial Services Law, or any other law.

Insurance Law section 3216 sets forth the standard provisions in individual accident and health insurance policies.

Insurance Law section 3217 authorizes the Superintendent to issue regulations to establish minimum standards for the form, content and sale of health insurance policies and subscriber contracts of corporations organized under Insurance Law Articles 32 and 43 and Public Health Law Article 44.

Insurance Law sections 3217-e and 4306-g provide that an insurer or corporation may not exclude from coverage a service that is otherwise covered under a policy or contract that provides comprehensive coverage for hospital, medical or surgical care because the service is delivered via telehealth.

Insurance Law section 3221 sets forth the standard provisions in group and blanket accident and health insurance policies.

Insurance Law section 4303 sets forth mandatory benefits in subscriber contracts issued by corporations organized under Insurance Law Article 43.

2. Legislative objectives: The statutory sections cited above establish the minimum standards for the form, content, and sale of health insurance, including standards of full and fair disclosure. This proposed amendment accords with the public policy objectives that the Legislature sought to advance in the foregoing sections of the Insurance Law by prohibiting copayments, coinsurance, or annual deductibles for an in-network service otherwise covered under the policy.

3. Needs and benefits: COVID-19 has spread to millions of people worldwide, with more than 2,000,000 confirmed cases in New York State. While the number of hospitalizations for COVID-19 has diminished sharply in New York, there are still numerous cases of New Yorkers testing positive for COVID-19. The Centers for Disease Control has confirmed that COVID-19 seems to spread easily and sustainably in communities in affected areas. Given the public health implications related to COVID-19, it is essential that insureds continue to have access to health care services in a way that limits the spread of COVID-19.

This amendment prohibits authorized insurers and health maintenance organizations (collectively, “health care plans”) that provide comprehensive coverage for hospital, surgical, or medical care from imposing, and provides that no insured shall be required to pay, copayments, coinsurance, or annual deductibles for an in-network service otherwise covered under the policy when such service is delivered via telehealth.

The amendment requires every health care plan to provide written notification of the requirements of the amendment to its in-network health care providers (“providers”) in order to ensure that the providers do not require any insured to pay a copayment, coinsurance, or annual deductible that is prohibited from being imposed pursuant to the amendment. This notification should ensure that providers do not collect a copayment, coinsurance, or annual deductible for telehealth services.

The Department of Financial Services (“Department”) expects every health care plan to reimburse a provider, including reimbursement for the insured’s waived copayment, coinsurance, or annual deductible, with respect to any affected claims.

Given the public health implications relating to COVID-19, it is essential that New Yorkers continue to be able to access health care services in a way that limits the spread of COVID-19. The waiver of copayments, coinsurance, and annual deductibles for in-network telehealth services is necessary to ensure that people continue to have access to health care services in a way that limits in-person exposure. Additionally, encouraging people who do not need emergency care to use telehealth services may alleviate the stress that COVID-19 puts on our health care system, in particular the increased number of patients in emergency departments. Failure to encourage the use of telehealth services could result in the further spread of this epidemic and could jeopardize the health and safety of the people of New York.

4. Costs: Health care plans may incur additional costs to comply with the amendment because they may need to file new policy and contract forms and rates and they will need to provide written notification to in-network providers regarding this amendment. However, any costs should be minimal because health care plans submit policy or contract form and rate filings and provide written notifications to providers as a part of the normal course of business.

This amendment may impose costs on providers because they will need to ensure that insureds are not charged a copayment, coinsurance, or annual deductible that is prohibited from being imposed pursuant to the amendment. However, any additional costs should be minimal because a provider should receive reimbursement, including the insured’s copayment, coinsurance, or annual deductible, from the health care plan directly with respect to any affected claims.

This amendment may impose compliance costs on the Department because the Department will need to review amended policy and contract forms and rates. However, any additional costs incurred by the Department should be minimal, and the Department should be able to absorb the costs in its ordinary budget.

The amendment will not impose compliance costs on any local governments.

5. Local government mandates: The amendment does not impose any program, service, duty or responsibility on any county, city, town, village, school district, fire district or other special district.

6. Paperwork: Health care plans are required to provide written notification to their in-network providers that the providers may not collect any deductible, copayment, or coinsurance for telehealth services provided. This notification may be provided electronically as part of existing communications that occur between health care plans and in-network providers. Health care plans may also need to file new policy and contract forms and rates with the Superintendent.

Providers and local governments should not incur additional paperwork to comply with this amendment.

7. Duplication: This amendment does not duplicate, overlap, or conflict with any existing state or federal rules or other legal requirements.

8. Alternatives: There are no significant alternatives to consider.

9. Federal standards: The amendment does not exceed any minimum standards of the federal government for the same or similar subject areas. If the policy or contract is a high deductible health plan as defined in Internal Revenue Code section 223(c)(2), in-network services delivered via telehealth may be subject to the annual deductible if otherwise required by federal law.

10. Compliance schedule: The rule will take effect immediately upon filing of the Notice of Emergency Adoption with the Secretary of State.

Regulatory Flexibility Analysis

1. Effect of rule: This rule affects health maintenance organizations and authorized insurers (collectively, “health care plans”) and health care providers (“providers”). This amendment prohibits health care plans that provide comprehensive coverage for hospital, surgical, or medical care from imposing, and no insured shall be required to pay, copayments, coinsurance, or annual deductibles for an in-network service otherwise covered under the policy. The amendment requires every health care plan to provide written notification of the requirements of the amendment to its in-network providers to ensure that the providers do not require any insured to pay a copayment, coinsurance, or annual deductible that is prohibited from being imposed pursuant to the amendment. This notification should ensure that providers do not collect a copayment, coinsurance, or annual deductible for telehealth services provided.

Industry asserts that certain health care plans subject to the amendment are small businesses. Providers also may be small businesses. As a result, certain health care plans and providers that are small businesses will be affected by this amendment.

This amendment does not affect local governments.

2. Compliance requirements: No local government will have to undertake any reporting, recordkeeping, or other affirmative acts to comply with this amendment because the amendment does not apply to any local government.

A health care plan that is a small business affected by this amendment, if any, may be subject to reporting, recordkeeping, or other compliance requirements as the health care plan may need to file new policy and contract forms and rates with the Superintendent of Financial Services and must provide written notification of the amendment to its in-network providers.

A provider that is a small business may be subject to reporting, recordkeeping, or other compliance requirements as the provider must ensure that an insured is not charged a copayment, coinsurance, or annual deductible that is prohibited from being imposed pursuant to the amendment.

3. Professional services: No local government will need professional services to comply with this amendment because the amendment does not apply to any local government. No health care plan or provider that is a small business affected by this amendment should need to retain professional services, such as lawyers or auditors, to comply with this amendment.

4. Compliance costs: No local government will incur any costs to comply with this amendment because the amendment does not apply to any local government. A health care plan that is a small business affected by this amendment, if any, may incur costs because it may need to file new policy or contract forms and rates and must provide written notification of the amendment to its in-network providers. However, any costs should be minimal because health care plans submit policy or contract form and rate filings and provide written notifications to providers as a part of the normal course of business.

A provider that is a small business may incur additional costs to comply with the amendment, which may include costs to ensure that the insured is not charged a copayment, coinsurance, or annual deductible that is prohibited from being imposed pursuant to the amendment. However, any additional costs should be minimal because a provider should receive reimbursement, including the insured’s copayment, coinsurance, or annual deductible, from the health care plan directly with respect to any affected claims.

5. Economic and technological feasibility: This amendment does not apply to any local government; therefore, no local government should experience any economic or technological impact as a result of the amendment. A health care plan and a provider that is a small business should not incur any economic or technological impact as a result of the amendment.

6. Minimizing adverse impact: There will not be an adverse impact on any local government because the amendment does not apply to any local government. This amendment should not have an adverse impact on a health care plan or provider that is a small business affected by the amendment, if any, because the amendment uniformly affects all health care plans and providers. In addition, a provider that is a small business should receive reimbursement, including the insured’s copayment, coinsurance, or annual deductible, from the health care plan directly with respect to any affected claims from the health care plan directly.

7. Small business and local government participation: The Department of Financial Services (“Department”) notified trade associations representing health care plans that are small businesses that it intended to promulgate this amendment. Health care plans and providers that are small businesses also will have an opportunity to participate in the rulemaking process when the amendment is published in the State Register and posted on the Department’s website.

Rural Area Flexibility Analysis

1. Types and estimated numbers of rural areas: Authorized insurers and health maintenance organizations (collectively, “health care plans”) and health care providers (“providers”) affected by this amendment operate in every county in this state, including rural areas as defined by State Administrative Procedure Act section 102(10).

2. Reporting, recordkeeping, and other compliance requirements; and professional services: A health care plan, including a health care plan in a rural area, may be subject to additional reporting, recordkeeping, or other compliance requirements because the health care plan may need to file new policy and contract forms and rates with the Department of Financial Services (“Department”) and will be required to provide written notification of the amendment to its in-network providers.

A provider, including a provider in a rural area, may be subject to reporting, recordkeeping, or other compliance requirements as the provider must ensure that an insured is not required to pay a copayment, coinsurance, or annual deductible that is prohibited from being imposed pursuant to the amendment.

A health care plan or provider, including those in a rural area, should not need to retain professional services, such as lawyers or auditors, to comply with this amendment.

3. Costs: Health care plans and providers, including those in rural areas, may incur additional costs to comply with the amendment. A health care plan may incur additional compliance costs as it may need to file new policy and contract forms and rates with the Department and will be required to provide written notification of the amendment to its in-network providers. However, any costs should be minimal because health care plans submit policy or contract form and rate filings and provide written notifications to providers as a part of the normal course of business.

Providers, including those in rural areas, may incur additional costs to comply with the amendment. Those additional costs may include costs to ensure that the insured is not required to pay a copayment, coinsurance, or annual deductible that is prohibited from being imposed pursuant to the amendment. However, any additional costs should be minimal because a provider should receive reimbursement, including the insured’s copayment, coinsurance, or annual deductible, from the health care plan directly with respect to any affected claims.

4. Minimizing adverse impact: This amendment uniformly affects health care plans and providers that are located in both rural and non-rural areas of New York State. The amendment should not have an adverse impact on rural areas.

5. Rural area participation: The Department notified trade associations representing health care plans that are in rural areas that it intended to promulgate this amendment. Health care plans and providers in rural areas will also have an opportunity to participate in the rulemaking process when the amendment is published in the State Register and posted on the Department’s website.

Job Impact Statement

This amendment should not adversely impact jobs or employment opportunities in New York State. The amendment prohibits a policy or contract delivered or issued for delivery in this State that provides comprehensive coverage for hospital, surgical, or medical care from imposing, and provides that no insured shall be required to pay, copayments, coinsurance, or annual deductibles for an in-network service otherwise covered under the policy when such service is delivered via telehealth. As a result, there should be no impact on jobs or employment opportunities.

EMERGENCY RULE MAKING

Minimum Standards for Form, Content, and Sale of Health Insurance, Including Standards of Full and Fair Disclosure**I.D. No.** DFS-21-21-00004-E**Filing No.** 531**Filing Date:** 2021-05-05**Effective Date:** 2021-05-05

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Addition of section 52.16(p) to Title 11 NYCRR.

Statutory authority: Financial Services Law, sections 202, 302; Insurance Law, sections 301, 3216, 3217, 3221 and 4303

Finding of necessity for emergency rule: Preservation of public health and public safety.

Specific reasons underlying the finding of necessity: The novel coronavirus (“COVID-19”) has spread to millions of people worldwide, with more than 2,000,000 confirmed cases in New York State. While the number of hospitalizations for COVID-19 has diminished sharply in New York, there are still numerous cases of New Yorkers testing positive for COVID-19. The Centers for Disease Control has confirmed that COVID-19 seems to spread easily and sustainably in communities in affected areas. Given the public health implications related to COVID-19, it is essential that cost-sharing not serve as a barrier to testing for COVID-19.

This amendment prohibits health care plans that provide hospital, surgical, or medical expense insurance policies or contracts from imposing, and provides that no insured shall be required to pay, copayments, coinsurance, or annual deductibles for covered in-network laboratory tests to diagnose COVID-19 and for visits to diagnose COVID-19 at the following locations, including through telehealth: an in-network provider’s office, an in-network urgent care center, any other in-network outpatient provider setting able to diagnose COVID-19, or an emergency department of a hospital. Copayments, coinsurance, or annual deductibles may be imposed in accordance with the applicable policy or contract for any follow-up care or treatment for COVID-19, including an inpatient hospital admission, as otherwise permitted by law. The amendment requires every health care plan to provide written notification of the requirements of the amendment to its in-network providers in order to ensure that the providers do not require any insured to pay a copayment, coinsurance, or annual deductible that is prohibited from being imposed under the amendment. This notification should ensure that providers do not collect a copayment, coinsurance, or annual deductible at any time, including when the services are provided, which is typically when such payment is collected.

Since the situation regarding COVID-19 is constantly evolving, and to ensure that cost-sharing does not serve as a barrier to testing for COVID-19, it is imperative that this amendment be promulgated on an emergency basis for the preservation of public health.

Subject: Minimum Standards for Form, Content, and Sale of Health Insurance, Including Standards of Full and Fair Disclosure.

Purpose: To waive cost-sharing for in-network visits and laboratory tests necessary to diagnose the novel coronavirus (COVID-19).

Text of emergency rule: Section 52.16(p) is added as follows:

(p)(1) *No policy or contract delivered or issued for delivery in this State that provides hospital, surgical, or medical expense insurance coverage shall impose, and no insured shall be required to pay, copayments, coinsurance, or annual deductibles for the following services when covered under the policy or contract:*

(i) *in-network laboratory tests to diagnose the novel coronavirus (COVID-19); and*

(ii) *visits to diagnose the novel coronavirus (COVID-19) at the following locations, including through telehealth: an in-network provider’s office, an in-network urgent care center, any other in-network outpatient provider setting able to diagnose the novel coronavirus (COVID-19), or an emergency department of a hospital. Copayments, coinsurance, or annual deductibles may be imposed in accordance with the applicable policy or contract for any follow-up care or treatment for the novel coronavirus (COVID-19), including an inpatient hospital admission, as otherwise permitted by law.*

(2) *An insurer shall provide written notification to its in-network providers that they shall not collect any deductible, copayment, or coinsurance in accordance with this subdivision.*

This notice is intended to serve only as an emergency adoption, to be valid for 90 days or less. This rule expires June 4, 2021.

Text of rule and any required statements and analyses may be obtained from: Tobias Len, Department of Financial Services, One Commerce Plaza, Albany, NY 12257, (518) 474-8975, email: Tobias.Len@dfs.ny.gov

Regulatory Impact Statement

1. Statutory authority: Financial Services Law sections 202 and 302 and Insurance Law sections 301, 3216, 3217, 3221, and 4303.

Financial Services Law section 202 establishes the office of the Superintendent of Financial Services (“Superintendent”).

Financial Services Law section 302 and Insurance Law section 301, in pertinent part, authorize the Superintendent to prescribe regulations interpreting the Insurance Law and to effectuate any power granted to the Superintendent in the Insurance Law, Financial Services Law, or any other law.

Insurance Law section 3216 sets forth the standard provisions in individual accident and health insurance policies.

Insurance Law section 3217 authorizes the Superintendent to issue regulations to establish minimum standards for the form, content and sale of health insurance policies and subscriber contracts of corporations organized under Insurance Law Articles 32 and Article 43 and Public Health Law Article 44.

Insurance Law section 3221 sets forth the standard provisions in group and blanket accident and health insurance policies.

Insurance Law section 4303 sets forth mandatory benefits in subscriber contracts issued by corporations organized under Insurance Law Article 43.

2. Legislative objectives: The statutory sections cited above establish the minimum standards for the form, content, and sale of health insurance, including standards of full and fair disclosure. This proposed amendment accords with the public policy objectives that the Legislature sought to advance in the foregoing sections of the Insurance Law by prohibiting the imposition of copayments, coinsurance, or annual deductibles for in-network laboratory tests to diagnose the novel coronavirus ("COVID-19") and visits to diagnose COVID-19 at the following locations, including through telehealth: an in-network provider's office, an in-network urgent care center, any other in-network outpatient provider setting able to diagnose COVID-19, or an emergency department of a hospital.

3. Needs and benefits: COVID-19 has spread to millions of people worldwide, with more than 2,000,000 confirmed cases in New York State. While the number of hospitalizations for COVID-19 has diminished sharply in New York, there are still numerous cases of New Yorkers testing positive for COVID-19. The Centers for Disease Control has confirmed that COVID-19 seems to spread easily and sustainably in communities in affected areas. Given the public health implications related to COVID-19, it is essential that cost-sharing not serve as a barrier to testing for COVID-19.

This amendment prohibits authorized insurers and health maintenance organizations (collectively, "health care plans") that provide hospital, surgical, or medical expense insurance policies or contracts from imposing, and provides that no insured shall be required to pay, copayments, coinsurance, or annual deductibles for covered in-network laboratory tests to diagnose COVID-19 and for visits to diagnose COVID-19 at the following locations, including through telehealth: an in-network provider's office, an in-network urgent care center, any other in-network outpatient provider setting able to diagnose COVID-19, or an emergency department of a hospital. Copayments, coinsurance, or annual deductibles may be imposed in accordance with the applicable policy or contract for any follow-up care or treatment for COVID-19, including an inpatient hospital admission, as otherwise permitted by law.

The amendment requires every health care plan to provide written notification of the requirements of the amendment to its in-network health care providers ("providers") in order to ensure that the providers do not require any insured to pay a copayment, coinsurance, or annual deductible that is prohibited from being imposed under the amendment. This notification should ensure that providers do not collect a copayment, coinsurance, or annual deductible at any time, including when the services are provided, which is typically when such payment is collected.

The Department of Financial Services ("Department") expects every health care plan to reimburse a provider, including reimbursement for the insured's waived copayment, coinsurance, or annual deductible, with respect to any impacted claims.

Given the public health implications related to COVID-19, it is essential that cost-sharing does not serve as a barrier to testing for COVID-19. The waiver of copayments, coinsurance, and annual deductibles is necessary to ensure that people are not deterred from seeing a provider and getting tested for COVID-19. Failure to do so could result in the further spread of this epidemic and could jeopardize the health and safety of the people of New York.

4. Costs: Health care plans may incur additional costs to comply with the amendment because they may need to file new policy and contract forms and rates and they will need to provide the written notification to in-network providers regarding this amendment. However, any costs should be minimal because health care plans submit policy or contract form and rate filings and provide written notifications to providers as a part of the normal course of business.

This amendment may impose costs on providers because they will need to ensure that insureds are not charged a copayment, coinsurance, or annual deductible that is prohibited from being imposed, including at the time the services are provided. However, any additional costs should be minimal because a provider should receive reimbursement, including the insured's copayment, coinsurance, or annual deductible, from the health care plan directly with respect to any impacted claims.

This amendment may impose compliance costs on the Department because the Department will need to review amended policy and contract forms and rates. However, any additional costs incurred by the Department should be minimal, and the Department should be able to absorb the costs in its ordinary budget.

The amendment will not impose compliance costs on any local governments.

5. Local government mandates: The amendment does not impose any program, service, duty or responsibility on any county, city, town, village, school district, fire district or other special district.

6. Paperwork: Health care plans are required to provide written notification

to their in-network providers that the providers may not collect any deductible, copayment, or coinsurance for laboratory tests and visits to diagnose COVID-19. This notification may be provided electronically as part of existing communications that occur between health care plans and in-network providers. Health care plans may also need to file new policy and contract forms and rates with the Superintendent.

Providers and local governments should not incur additional paperwork to comply with this amendment.

7. Duplication: This amendment does not duplicate, overlap, or conflict with any existing state or federal rules or other legal requirements.

8. Alternatives: There are no significant alternatives to consider.

9. Federal standards: The amendment does not exceed any minimum standards of the federal government for the same or similar subject areas.

10. Compliance schedule: The rule will take effect immediately upon filing of the Notice of Emergency Adoption with the Secretary of State.

Regulatory Flexibility Analysis

1. Effect of rule: This rule affects health maintenance organizations and authorized insurers (collectively, "health care plans") and health care providers ("providers"). This amendment prohibits health care plans that provide hospital, surgical, or medical expense insurance policies or contracts from imposing, and provides that no insured shall be required to pay, copayments, coinsurance, or annual deductibles for covered in-network laboratory tests to diagnose the novel coronavirus ("COVID-19") and for visits to diagnose COVID-19 at the following locations, including through telehealth: an in-network provider's office, an in-network urgent care center, any other in-network outpatient provider setting able to diagnose COVID-19, or an emergency department of a hospital. Copayments, coinsurance, or annual deductibles may be imposed in accordance with the applicable policy or contract for any follow-up care or treatment for COVID-19, including an inpatient hospital admission, as otherwise permitted by law. The amendment requires every health care plan to provide written notification of the requirements of the amendment to its in-network providers in order to ensure that the providers do not require any insured to pay a copayment, coinsurance, or annual deductible that is prohibited from being imposed under the amendment. This notification should ensure that providers do not collect a copayment, coinsurance, or annual deductible at any time, including when the services are provided, which is typically when such payment is collected.

Industry asserts that certain health care plans subject to the amendment are small businesses. Providers also may be small businesses. As a result, certain health care plans and providers that are small businesses will be affected by this amendment.

This amendment does not affect local governments.

2. Compliance requirements: No local government will have to undertake any reporting, recordkeeping, or other affirmative acts to comply with this amendment because the amendment does not apply to any local government.

A health care plan that is a small business affected by this amendment, if any, may be subject to reporting, recordkeeping, or other compliance requirements as the health care plan may need to file new policy and contract forms and rates with the Superintendent and will be required to provide written notification of the amendment to its in-network providers.

A provider that is a small business may be subject to reporting, recordkeeping, or other compliance requirements as the provider must ensure that an insured is not charged a copayment, coinsurance, or annual deductible that is prohibited from being imposed under the amendment at any time, including at the time services are provided.

3. Professional services: No local government will need professional services to comply with this amendment because the amendment does not apply to any local government. No health care plan or provider that is a small business affected by this amendment should need to retain professional services, such as lawyers or auditors, to comply with this amendment.

4. Compliance costs: No local government will incur any costs to comply with this amendment because the amendment does not apply to any local government. A health care plan that is a small business affected by this amendment, if any, may incur costs because it may need to file new policy or contract forms and rates and will be required to provide written notification of the amendment to its in-network providers. However, any costs should be minimal because health care plans submit policy or contract form and rate filings and provide written notifications to providers as a part of the normal course of business.

A provider that is a small business may incur additional costs to comply with the amendment, which may include costs to ensure that the insured is not charged a copayment, coinsurance, or annual deductible that is prohibited from being imposed at any time, including at the time the services are provided. However, any additional costs should be minimal because a provider should receive reimbursement, including the insured's copayment, coinsurance, or annual deductible, from the health care plan directly with respect to any impacted claims.

5. Economic and technological feasibility: This amendment does not apply to any local government; therefore, no local government should experience any economic or technological impact as a result of the amendment. A health care plan and a provider that is a small business should not incur any economic or technological impact as a result of the amendment.

6. Minimizing adverse impact: There will not be an adverse impact on any local government because the amendment does not apply to any local government. This amendment should not have an adverse impact on a health care plan or provider that is a small business affected by the amendment, if any, because the amendment uniformly affects all health care plans and providers. In addition, a provider that is a small business should receive reimbursement, including the insured's copayment, coinsurance, or annual deductible, from the health care plan directly with respect to any impacted claims from the health care plan directly.

7. Small business and local government participation: The Department of Financial Services ("Department") contacted trade associations representing health care plans that are small businesses before it promulgated this amendment and considered comments it received from these associations. The Department also notified trade associations representing providers that are small businesses that it intended to promulgate this amendment and considered comments it received from these associations. Health care plans and providers that are small businesses also will have an opportunity to participate in the rulemaking process when the amendment is published in the State Register and posted on the Department's website.

Rural Area Flexibility Analysis

1. Types and estimated numbers of rural areas: Authorized insurers and health maintenance organizations (collectively, "health care plans") and health care providers ("providers") affected by this amendment operate in every county in this state, including rural areas as defined by State Administrative Procedure Act section 102(10).

2. Reporting, recordkeeping, and other compliance requirements; and professional services: A health care plan, including a health care plan in a rural area, may be subject to additional reporting, recordkeeping, or other compliance requirements because the health care plan may need to file new policy and contract forms and rates with the Department of Financial Services ("Department") and will be required to provide written notification of the amendment to its in-network providers.

A provider, including a provider in a rural area, may be subject to reporting, recordkeeping, or other compliance requirements as the provider must ensure that an insured is not required to pay a copayment, coinsurance, or annual deductible that is prohibited from being imposed pursuant to the amendment at any time, including at the time the services are provided.

A health care plan or a provider, including those in a rural area, should not need to retain professional services, such as lawyers or auditors, to comply with this amendment.

3. Costs: Health care plans and providers, including those in rural areas, may incur additional costs to comply with the amendment. A health care plan may incur additional compliance costs as it may need to file new policy and contract forms and rates with the Department and will be required to provide written notification of the amendment to its in-network providers. However, any costs should be minimal because health care plans submit policy or contract form and rate filings and provide written notifications to providers as a part of the normal course of business.

A provider, including those in rural areas, may incur additional costs to comply with the amendment. Those additional costs may include costs to ensure that the insured is not required to pay a copayment, coinsurance, or annual deductible that is prohibited from being imposed at any time, including at the time the services are provided. However, any additional costs should be minimal because a provider should receive reimbursement, including the insured's copayment, coinsurance, or annual deductible, from the health care plan directly with respect to any impacted claims.

4. Minimizing adverse impact: This amendment uniformly affects health care plans and providers that are located in both rural and non-rural areas of New York State. The amendment should not have an adverse impact on rural areas.

5. Rural area participation: The Department contacted trade associations representing health care plans that are in rural areas before it promulgated this amendment and considered comments it received from these associations. The Department also notified trade associations representing providers in rural areas that it intended to promulgate this amendment and considered comments it received from these associations. Health care plans and providers in rural areas will also have an opportunity to participate in the rulemaking process when the amendment is published in the State Register and posted on the Department's website.

Job Impact Statement

This amendment should not adversely impact jobs or employment opportunities in New York State. The amendment prohibits policies and contracts of hospital, surgical, or medical expense insurance from impos-

ing, and provides that no insured shall be required to pay, copayments, coinsurance, and annual deductibles for covered in-network laboratory tests to diagnose the novel coronavirus ("COVID-19") and for visits to diagnose COVID-19 at the following locations, including through telehealth: an in-network health care provider's office, an in-network urgent care center, any other in-network outpatient provider setting able to diagnose COVID-19, or an emergency department of a hospital. As a result, there should be no impact on jobs or employment opportunities.

Division of Housing and Community Renewal

NOTICE OF ADOPTION

Low-Income Housing Qualified Allocation Plan

I.D. No. HCR-21-19-00019-A

Filing No. 532

Filing Date: 2021-05-06

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of sections 2040.1-2040.14 of Title 9 NYCRR.

Statutory authority: Executive Law, Executive Order No. 135, dated February 27, 1990, as continued by Executive Order No. 11, dated March 2, 2011; U.S. Internal Revenue Code, section 42(m); Public Housing Law, section 19

Subject: Low-Income Housing Qualified Allocation Plan.

Purpose: To amend definitions, threshold criteria and application scoring for the allocation of low-income housing tax credits.

Substance of final rule: 2040.1-2040.5 and 2040.7: Amends abbreviation for low-income housing credit from "LIHC" to "LIHTC".

2040.1: Amends definition of qualified allocation plan from "plan" to "plan or the QAP".

2040.2(d): Amends definition "Cost certification" to clarify it requires disclosure of amounts paid for syndication fees associated with tax credits and other financing. This implements a National Council of State Housing Agencies (NCSHA) recommended practice to ensure full disclosure of transaction fees.

2040.2(h): Clarifies definition "Feasibility" to include additional factors indicating whether the project can be financed, completed, and operated in compliance with tax credit requirements.

2040.2(k): Adds definition for "Housing opportunity projects" to clarify related scoring criteria, designation for basis boost eligibility, and inclusion as a funding set-aside. This implements a NCSHA recommended practice.

2040.2(q): Amends definition of "Persons with special needs" to update outdated language.

2040.2(t): Amends definition of "State designated building" to include "housing opportunity projects" as qualifying for discretionary basis boost. This addresses a NCSHA recommendation to establish standards for determining projects eligible for this State-designated basis boost.

2040.2(v): Amends definition of "Supportive housing" to clarify request for proposals (RFP) may be issued less frequently or more frequently than annually.

2040.2(v)(7): Clarifies public agency and service provider agreements for supportive housing projects must include a description of tenant referral procedures.

2040.3(c): Clarifies that non-profits may be approved to defer processing fee payment until carryover allocation.

2040.3(d)(5): Adds requirement to "DHCR allocation process" that applicants notify DHCR immediately of material changes to the project and such changes are subject to DHCR approval. This implements a NCSHA recommendation of full disclosure of material changes.

2040.3(e): Amends "threshold eligibility review criteria" to clarify applicants must meet eligibility criteria established in the QAP, and requirements described in other DHCR manuals or documents. This change implements a NCSHA recommendation that QAPs identify documents containing additional guidance on selection criteria.

2040.3(e)(3): Amends the threshold eligibility requirement that applicants must have "taken all steps necessary" at application to secure required government approvals, to state applicants must "identify all

required government approvals” at application. This implements a NCSHA recommended practice intended to minimize the impact on affordable housing projects of delays in receipt of government approvals.

2040.3(e)(4): Deletes threshold eligibility requirement that evidence be provided demonstrating the project is consistent with the HUD consolidated plan for the locality. This implements a NCSHA recommendation to reduce local barriers to affordable housing development.

2040.3(e)(4): Amends threshold eligibility requirement regarding notification of chief executive officer of the project’s local jurisdiction, to delete the requirement that applicant take reasonable steps to address objections to the proposed project. This change implements a NCSHA recommendation.

2040.3(e)(9): Amends threshold eligibility requirement for a Phase I Environmental Site Assessment to clarify that the assessment meet the “current” American Society for Testing and Materials (ASTM) standards. This allows DHCR to accept Phase I Assessments that meet updated standards issued by ASTM. Also amends threshold eligibility requirement for a comprehensive market study to provide for a larger pool of qualified market analysts.

2040.3(e)(21): Establishes general threshold eligibility requirement that project applicant, developer, owner, general contractor and/or manager and their principals be in compliance with relevant federal, State, local laws and regulations, and DHCR policies and requirements, including nondiscrimination and marketing guidelines and requirements.

2040.3(e)(22): Establishes threshold eligibility requirement that project applicant, developer, owner and/or manager and their principals not include anyone which has initiated or been the decision maker in a request for a Qualified Contract after the effective date of the QAP.

2040.3(f): Amends “Project scoring and ranking criteria” to clarify that QAP scoring criteria may be further described in a notice of credit availability, request for proposals, or other manual or document issued by DHCR. This change implements a NCSHA recommendation that QAPs identify any related documents providing details on selection criteria or describing other DHCR requirements and policies relevant to tax credit allocation.

2040.3(f)(1): Reduces points from fifteen to ten for “Community impact/revitalization” scoring to reflect establishment of existing five-point scoring for “limited or no subsidized affordable housing production/unmet demand” as freestanding criterion titled “Investment in underserved areas”.

2040.3(f)(1)(i): Removes five-point scoring “limited or no subsidized affordable housing production/unmet demand” from “Community impact/revitalization” and establishes a separate five-point scoring criterion “Investment in underserved areas” (2040.3(f)(15)).

2040.3(f)(1)(i): Amends “Community impact/revitalization” scoring to strengthen requirements met by a neighborhood specific revitalization plan/effort to qualify for points. This change implements a NCSHA recommended practice.

2040.3(f)(1)(ii): Capitalizes “Regional Economic Development Council.”

2040.3(f)(2),(3),(4),(6),(7),(8),(10),(11): Clarifies DHCR may award “up to” the number of points available under these scoring criteria.

2040.3(f)(2): Reduces points for “Financial leveraging” from thirteen to eleven. Adds one point to 2040.3(f)(7) “Individuals with children”. This change implements a NCSHA recommended practice. Adds one point to 2040.3(f)(16) “Minority and Women Owned Business Enterprise and Service-Disabled Veteran-Owned Business” (“MWBE and SDVOB”). This change responds to public comment received by DHCR supporting increased scoring points for Minority and Women Owned Business Enterprises.

2040.3(f)(3): Reduces scoring for “Sponsor characteristics” from ten to nine, adding one point to 2040.3(f)(16) MWBE and SDVOB. This change responds to public comment.

2040.3(f)(5): Amends scoring for “Fully accessible and adapted, move-in ready units” to require applicants certify they will enter into a written agreement with an experienced service organization to provide referrals for adapted units.

2040.3(f)(6): Increases points for “Affordability” scoring from five to eight. Provides additional points to applicants evidencing a public housing authority will make referrals to the project. Eliminates five-point scoring for applications preferring persons from public housing and other waiting lists. Points are redistributed to “Affordability”.

2040.3(f)(7): Amends existing “Individuals with children” scoring to require proposed project be a housing opportunity project or advance neighborhood specific revitalization plan to qualify for the maximum points. Increases points from five to seven (1 point 2040.3(f)(2) “Financial leveraging” and 1 point 2040.3(f)(11) “Mixed income”). Change implements a NCSHA recommended practice.

2040.3(f)(8): Deletes existing five-point “Marketing plan/public assistance” scoring.

2040.3(f)(9): Amends scoring for “Persons with special needs” (i) to clarify persons with special needs will obtain supportive services from service provider experienced in meeting service needs of the population, (ii) to delete language preventing priority for certain veterans, , and (iii) to clarify supportive housing projects are included within the special needs scoring criterion. These changes address public comment.

2040.3(f)(11): Reduces points for “Mixed income” scoring to four, adding one point to 2040.3(f)(7) “Individuals with children”. This change implements a NCSHA recommended practice.

2040.3(f)(12): Reduces points for “Historic nature of project” from two to one and makes a conforming reduction in scoring for rehabilitation of a historic building, adding the point to 2040.3(f)(16) MWBE and SDVOB.

2040.3(f)(14): Increases “Housing opportunity” scoring to five points and adds that a project located in an area of opportunity qualifies for such points. This change implements a NCSHA recommendation.

2040.3(f)(15): Establishes “Investment in underserved areas” as a separate five-point criterion that advances an objective separate from “Community/impact revitalization” scoring. The points were shifted from “Community/impact revitalization” 2040.3(f)(1)(i).

2040.3(f)(16): Amends “Minority and Women Owned Business Enterprise participation” scoring criteria from two to five points and expands scoring to include points for Service-Disabled Veteran-Owned Businesses participation. These changes address the The Service-Disabled Veteran-Owned Business Act and respond to public comment supporting an increase in scoring points for this category.

2040.3(g)(2)(i): Revises reference from “general requirements” to “general conditions,” conforming to industry standards.

2040.3(g)(5): Amends General administration provisions to add DHCR reserves the right to allocate credit in a manner affirmatively advancing fair housing. This establishes furtherance of fair housing as an overarching consideration in allocating credits. Adds provision which provides DHCR flexibility to assign points in a request for proposals for projects meeting DHCR’s underwriting and design standards.

2040.3(g)(6): Adds “housing opportunity projects” to project types for which DHCR may set-aside credits to implement State goals. This implements a NCSHA recommended practice.

2040.5(b): Amends Regulatory Agreement provisions requiring project owner waive the right to request a Qualified Contract and to stipulate the extended use period will not be subject to early termination under Section 42(h)(6)(F) of the Code.

2040.7: Amends heading to include “administration”. This better describes the content in sections that follow.

2040.7(a): Adds “and administration”. This better describes the content in sections that follow.

2040.7(c): Amends authorization to charge “Monitoring fee” allowing DHCR to charge reasonable “Administrative fees”. This implements a NCSHA recommended practice.

Section 2040.8(b)(2)(i): Deletes references to income tests allowed, giving DHCR flexibility to implement new income tests consistent with the Code, including average income.

2040.13: Clarifies DHCR’s compliance monitoring obligation does not impose liability on DHCR for project noncompliance.

Rule Text Summary SLIHC Regulation

Title 9 NYCRR 2040.14

2040.14(a) and (e): Amends abbreviation for low-income housing credit from “LIHC” to “LIHTC”.

2040.14(b)(2): Deletes incorrect reference to Internal Revenue Code (“Code”), 42(c).

2040.14(b)(3): Deletes incorrect reference to Code, 42(c).

2040.14(b)(4): Corrects spelling.

2040.14(d): Amended to clarify scoring may be described in notice of credit availability, request for proposals, and other DHCR documents.

2040.14(d)(1): Reduces points for “Community impact/revitalization” establishes the existing five-point criterion “limited or no subsidized affordable housing production/unmet demand” as freestanding scoring - “Investment in Underserved Areas”.

2040.14(d)(1)(i): Removes criterion - “limited or no subsidized affordable housing production/unmet demand” from “Community impact/revitalization” scoring, establishing it as criterion - “Investment in Underserved Areas” (2040.14(d)(14)).

2040.14(d)(1)(i): Amends “Community impact/revitalization” scoring clarifying a neighborhood specific revitalization plan/effort is necessary to qualify for points.

2040.14(d)(1)(ii): Capitalizes “Regional Economic Development Council.”

2040.14(d)(2),(3),(4),(5),(7),(9),(10): Clarifies DHCR may award “up to” points.

2040.14(d)(2): Reduces points for “Financial Leveraging” criterion. Adds one point to 2040.14(d)(9) “Individuals with children”, implementing a NCSHA recommendation promoting choice and opportunity for

residents. And adds one point to 2040.3(d)(16) "Minority and Women Owned Business Enterprise and Service-Disabled Veteran-Owned Business" ("MWBE and SDVOB"). This change addresses public comment.

2040.14 (d)(3): Reduces points for "Sponsor characteristics" criterion from ten to nine, adds the point to 2040.3(d)(16) MWBE and SDVOB.

2040.14(d)(5): Increases points for "Income mixture" criterion, makes points available to applicants evidencing a public housing authority will make referrals to the project. Eliminates scoring for projects preferring persons from public housing and other waiting lists. This is a NCSHA recommendation promoting choice and opportunity.

2040.14(d)(6): Amends scoring - "Fully accessible and adapted, move-in ready units" so applicants certify they will enter into an agreement with an experienced service organization providing referrals for adapted units.

2040.14(d)(8): Amends scoring for "Persons with special needs" to clarify persons with special needs will obtain supportive services from service provider experienced in meeting service needs of the population, including supportive housing projects, and deletes language preventing priority for certain veterans. This change address public comment.

2040.14(d)(9): Deletes "Marketing plan/public assistance" scoring. Five points are redistributed to "Income mixture" and "Housing opportunity" scoring.

2040.14(d)(9): Amends "Individuals with children" scoring requiring proposed project be a housing opportunity project or advance a neighborhood specific revitalization plan. Increases points from five to seven.

2040.14(d)(11): Reduces points for "Historic nature of project" from two to one, making a conforming reduction in scoring for rehabilitation of a historic building. Adding one point to 2040.14(d)(16), MWBE and SDVOB.

2040.14(d)(13): Amends "Housing opportunity" scoring by increasing points and including projects located in area of opportunity.

2040.14(d)(14): Establishes "Investment in underserved areas" as criterion. This five-point scoring formerly under "Community/impact revitalization" criterion is established as a separate criterion as a policy objective.

2040.14(d)(15): Expands scoring - "Minority and Women Owned Business Enterprise participation" for participation of Service-Disabled Veteran-Owned Businesses, as set forth in The Service-Disabled Veteran-Owned Business Act. Increases point from two to five. This change addresses public comment.

2040.14(e): Clarifies DHCR determines SLIHC amount as LIHC amount.

2040.14(f): Amends General administration provisions that DHCR reserves right to allocate credit which affirmatively advances fair housing, establishing fair housing as an overarching policy consideration. Provision added providing DHCR the flexibility to assign scoring points in a request for proposals for projects meeting underwriting and design standards.

2040.14(g): Amends set aside language for consistency with QAP.

Final rule as compared with last published rule: Nonsubstantive changes were made in sections 2040.1, 2050.5 and 2040.7.

Text of rule and any required statements and analyses may be obtained from: Arnon Adler, New York State Division of Housing and Community Renewal, 38-40 State Street, Albany, NY 12207, (518) 486-5044, email: Arnon.Adler@nyshcr.org

Revised Regulatory Impact Statement

NYS DHCR is not submitting a revised RIS with this Notice of Adoption because the revisions to the Proposed Rule as a result of public comment were not material or substantial in nature and do not materially impact the substance of the RIS.

Revised Regulatory Flexibility Analysis

The Division of Housing and Community Renewal has found that the amendments to the rule at 9 NYCRR Part 2040 (the "Revised Rule") will have no negative impact on small businesses.

The Revised Rule provides a potential benefit of creating jobs and opportunities for self-employment by expanding the existing scoring criterion for "Minority and Women Owned Business Enterprise participation" to include participation by Service-Disabled Veteran-Owned Businesses and by increasing this scoring criterion from two to five points. These changes encourage qualified businesses to participate in the development of affordable housing and foster the provisions of Article 17-B of the Executive Law, Participation by Service-Disabled Veterans with Respect to State Contracts.

DHCR sought and utilized the advice of persons who represent small businesses in order to ensure that the Revised Rule would have no negative impact on small businesses. Prior to drafting the proposed rule, DHCR held two roundtable discussions in the Upstate and Downstate regions of the State. The invitees included for-profit and not-for-profit housing developers, attorneys, Credit syndicators and representatives of govern-

ment agencies with an interest in the Credit program. No participant expressed an opinion indicating that any of the roundtable's discussion topics would adversely affect small businesses. Based upon the roundtables, its prior experience in the allocation of Credit to projects which utilize small business services, and the nature of the amendments, DHCR does not anticipate that the Revised Rule will have any adverse impact on small businesses or local government.

Revised Rural Area Flexibility Analysis

NYS DHCR is not submitting a revised RAFA with this Notice of Adoption because the revisions to the Proposed Rule as a result of public comment were not material or substantial in nature and do not materially impact the substance of the RAFA.

Revised Job Impact Statement

The Division of Housing and Community Renewal (DHCR) has found that the amendments to the Rule at 9 NYCRR Part 2040 (the "Revised Rule") will have no adverse impact on jobs and employment opportunities. DHCR's experience with the Low-Income Housing Credit Program and the nature of the amendments are such that no adverse impact should be anticipated. In addition, the Revised Rule does not include any diminution of the quality or materials of the affordable housing to be built which could result in a decrease of employment opportunities.

The Revised Rule provides a potential benefit of creating jobs and opportunities for self-employment by expanding the existing scoring criterion for "Minority and Women Owned Business Enterprise participation" to include participation by Service-Disabled Veteran-Owned Businesses and by increasing this scoring criterion from two to five points. These changes encourage qualified businesses to participate in the development of affordable housing and foster the provisions of Article 17-B of the Executive Law Participation by Service-Disabled Veterans with to State Contracts.

Initial Review of Rule

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2024, which is no later than the 3rd year after the year in which this rule is being adopted.

Assessment of Public Comment

1. Comment was received that the Threshold Eligibility review criteria in the 9% Qualified Allocation Plan (the "QAP") should not include a provision restricting the participation of project applicants and related parties which had previously requested a Qualified Contract under Section 42(h)(6)(F) of the Internal Revenue Code (the "Code"), given that such requests were entertained under prior QAPs (2040.2(e)(22)). The Division of Housing and Community Renewal (the "Agency") agreed that applicants should not be penalized for prior actions that were allowed under prior QAPs and revised the Threshold Eligibility review criteria to restrict the participation of project applicants who requested a Qualified Contract after the effective date of this revised QAP.

2. Comment was received that the Affordability scoring criterion should be revised to include various referral sources such as service organizations in addition to referrals from public housing authorities, in order that more supportive housing projects could obtain those scoring points (2040.3(f)(6)). The Agency firmly supports the State's supportive housing initiatives and addressed this comment by revising the QAP to explicitly state that supportive housing projects are eligible to receive scoring points under the Persons with Special Needs scoring criterion. The Agency additionally notes that supportive housing projects also receive preference under the QAP's supportive housing credit set-aside of low-income housing tax credits. The Agency views the above change and the ongoing provision of this set-aside as responsive to this comment.

3. Comment was received suggesting additional scoring points be awarded to projects which set aside a high number of permanent supportive housing units. As stated above, the Agency provides scoring points for permanent supportive housing project under the Special Needs Housing scoring criterion and offers a supportive housing credit set-aside. The Agency sees those provisions as responsive to this comment.

4. Comment was received that the QAP should retain the scoring criterion for non-local nonprofits, which had been deleted in the proposed QAP, so as not to limit non-local nonprofit participation in the development of affordable housing financed by low-income housing tax credits (2040.3(f)(10)). The Agency agreed with this comment and revised the QAP to retain the specific scoring criterion.

5. Comment was received that scoring should be increased for nonprofit organizations that maintain a controlling ownership interest in projects in order to further maintain affordability and integrate services for special needs tenants (2040.3(f)(10)). The Agency considers its current QAP scoring criteria, which provides scoring points for various types of nonprofit involvement, including participation in ownership, management and development, as satisfactorily addressing these goals. No revision was deemed necessary.

6. Comment was received that scoring should be increased for participation by minority and women owned businesses (2040.3(f)(16)). The Agency agreed and added three additional scoring points to the Minority and Women Owned Business Enterprise and Service-Disabled Veteran-Owned Business scoring criterion. Minor one-point scoring reductions were made to three other scoring criteria to account for this scoring point increase.

Housing Finance Agency

NOTICE OF ADOPTION

Low-Income Housing Tax Credit Qualified Allocation Plan

I.D. No. HFA-21-19-00020-A

Filing No. 533

Filing Date: 2021-05-06

Effective Date: 2021-05-26

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of sections 2188.1-2188.8 of Title 21 NYCRR.

Statutory authority: Internal Revenue Code, section 42(m); Private Housing Finance Law, section 44(16); Executive Order No. 135, as continued by Executive Order No. 11

Subject: Low-Income Housing Tax Credit Qualified Allocation Plan.

Purpose: To amend definitions, threshold criteria, scoring and monitoring procedures for allowance of low-income housing tax credits.

Substance of final rule: 2188.1: Amends, reorganizes and modifies the Introduction to the New York State Housing Finance Agency ("HFA") Qualified Allocation Plan ("4% QAP") to simplify language and reflect that the 4% QAP is intended to govern the allowance of 4% Low Income Housing Tax Credit ("4% LIHTC") flowing from tax exempt private activity bonds, and that any allocation of 9% LIHTC by the New York State Division of Housing and Community Renewal ("DHCR") to HFA as a sub-allocating agency would be designated as such by DHCR under authority granted pursuant to the 9 NYCRR Part 2040 (the "9% QAP") and the Governor's Executive Order No. 11 (dated March 2, 2011).

2188.2: Eliminates certain definitions deemed unnecessary and modifies and amends some other definitions to reflect the integration of HFA with DHCR and other agencies into HCR, conforming the 4% QAP and the 9% QAP to the extent practicable. Modifications include an updated reference to the current Per Unit Eligible Basis Limit of \$575,000, which may be adjusted annually, and State Designated Building. Also included are new definitions for Housing Opportunity Projects, Identity of Interest and Visitability, which also correspond to the 9% QAP.

2188.3: Deletes the Goals and Needs Assessment provisions from the 4% QAP to conform to the 9% QAP, which does not contain a similar section.

2188.4: Splits the HFA Allocation Process into the HFA Private Activity Bond Credits Allowance and the HFA State Credit Ceiling Allowance Process to clarify HFA's allocation procedures for the 4% LIHTC allocation process HFA currently administers and provides language should HFA receive a 9% LIHTC sub-allocation of New York State's Credit Ceiling from DHCR, respectively.

2188.5: Modifies HFA's Threshold Eligibility Requirements for LIHTC Allocation to better conform 4% QAP requirements with the Threshold Eligibility standards set forth in the 9% QAP, including Green and Energy Efficiency Requirements; modifies requirements for obtaining local government approvals and for informing HFA of any non-compliance notifications; prospectively waives the right to request a "Qualified Contract" that could result in early termination of affordability; increases minimum rehabilitation requirements to three times the LIHTC minimum required under § 42 of the Internal Revenue Code ("Code"), except as may be waived by the Members of HFA's board if deemed to be in the public interest, to ensure that there is sufficient rehabilitation of a preservation project to justify the allowance of LIHTCs; adds certain other Threshold Eligibility provisions concerning Visitability Requirements, barring entities previously debarred by a federal or state agency and mandating compliance with all relevant laws, to conform with the 9% QAP, and to increase HFA's ability to monitor and audit projects.

2188.6: Amends and modifies the Scoring Criteria for State Ceiling LIHTC Allocations administered by HFA to refer to appropriate sections of the 9% QAP, rather than spelling out specific HFA criteria. (This sec-

tion is retained because of certain § 42 criteria for QAPs and to conform scoring criteria with the 9% QAP should HFA receive an allocation of 9% LIHTC as referenced herein.)

2188.7: Modifies the Procedures for Monitoring of Projects to add language designating the HFA's LIHTC Monitoring Officer and to clarify certain notice provisions; reserves HFA's right to adjust monitoring fees based on administrative or other cost increases to monitor overall compliance; adds or modifies provisions to clarify initial and ongoing technical training requirements for property management staff; adds language advising owners of 100% LIHTC properties that they must secure HFA's written pre-approval before cessation of tenant income recertification requirements; and clarifies requirements for submission of the Owner's Certification.

2188.8: Modifies Miscellaneous Provisions to add language, applicable only to projects subject to a regulatory agreement with the Agency which specifically grants the right to request a qualified contract, regarding HFA's Qualified Contract Request protocols; and adds provisions to require projects to track vacancy data monthly in order to assist in determining the availability of units in the event of an emergency.

Final rule as compared with last published rule: Nonsubstantial changes were made in sections 2188.1, 2188.2, 2188.3, 2188.4, 2188.5, 2188.6, 2188.7 and 2188.8.

Text of rule and any required statements and analyses may be obtained from: Arnon Adler, Housing Finance Agency, 38-40 State Street, Albany, NY 12207, (518) 486-5044, email: Arnon.Adler@nysdhcr.org

Revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

NYS HFA is not submitting a revised Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement with this Notice of Adoption because the revisions to the Proposed Rule as a result of public comment were not material or substantial in nature and do not materially impact the substance of the Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement.

Initial Review of Rule

As a rule that requires a RFA, RAFA or JIS, this rule will be initially reviewed in the calendar year 2024, which is no later than the 3rd year after the year in which this rule is being adopted.

Assessment of Public Comment

1. Comment was received that the Threshold Eligibility (2188.5) review criteria in the New York State Housing Finance Agency's Qualified Allocation Plan (the "4% QAP") should not include a provision restricting the participation of project applicants and related parties which had previously requested a Qualified Contract under Section 42(h)(6)(F) of the Internal Revenue Code (the "Code"), given that such requests were entertained under prior 4% QAPs. The New York State Housing Finance Agency (the "Agency") agreed that applicants should not be penalized for prior actions that were allowed under prior 4% QAPs and revised the Threshold Eligibility review criteria to clarify that restrictions on the participation of project applicants who request a Qualified Contract will be applicable only after the effective date of this revised 4% QAP.

2. Comment was received that inclusion of provisions to permit the Agency to commission cost audits, energy and green performance audits, and to permit auditors to examine books and records relevant to the project might drive up costs and limit participation in projects (2188.5(i)), and suggesting that, if such audit requirements were to be included in the 4% QAP, the Agency should provide a contract addendum for execution at bond closing or supply specific language for inclusion in contracts with parties subject to such requirements. The Agency considers the audit provisions essential for more effective monitoring of project compliance with Code requirements and considers the inclusion in the 4% QAP of specific contract language regarding such audits to be unduly restrictive. No revision was deemed necessary.

New York State Joint Commission on Public Ethics

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Records Access

I.D. No. JPE-21-21-00002-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of Part 937 of Title 19 NYCRR.

Statutory authority: Executive Law, sections 94(9)(c) and (19)

Subject: Records access.

Purpose: To update regulations governing records access.

Text of proposed rule: Section 937.1 is amended to read as follows:

These regulations provide information concerning the procedures by which records of the Joint Commission on Public Ethics ("Commission") shall be available for public inspection and copying.

(a) Pursuant to Executive Law section 94(19)(a) the [only] following records of the Commission [which] shall be available for public inspection and copying [are set forth below]:

[(a)] (1) The information set forth in an annual statement of financial disclosure filed pursuant to section 73-a of the Public Officers Law except the categories of value or amount, which shall remain confidential, and any other item of information deleted pursuant to Section 94(9)(h) of the Executive Law (Effective for filings due before [until] January 1, 2013);

[(b)] (2) The information set forth in an annual statement of financial disclosure filed pursuant to section 73-a of the Public Officers Law except information deleted pursuant Section 94 (9)(h) of the Executive Law (Effective for filings due after January 1, 2013);

[(c)] (3) Notices of Delinquency sent pursuant to section 94(12) of the Executive Law;

[(d)] (4) Notices of Civil Assessments imposed pursuant to section 94(14) of the Executive Law that shall include a description of the nature of the alleged wrongdoing, the procedural history of the complaint, the findings and determinations made by the Commission, and any sanction imposed;

[(e)] (5) The terms of any Settlement Agreement or compromise of a complaint or referral that includes a fine, penalty or other remedy;

[(f)] (6) Those records required to be held or maintained publicly available pursuant to article one-A of the Legislative Law; and

[(g)] (7) Substantial basis investigation reports issued by the Commission pursuant to section 94 (14- a) and (14-b) of the Executive Law. With respect to reports concerning members of the Legislature or legislative employees or candidates for member of the Legislature, the Commission shall not publicly disclose or otherwise disseminate such reports except in conformance with the requirements of section 80(9)(b) of the Legislative Law.

(b) In addition to the records in paragraphs (1) and (2) of subdivision (a) the following information related to annual statements of financial disclosure shall be available pursuant to a request for information and/or access to records in accordance with this Part:

(1) With respect to a particular annual statement of financial disclosure:

(a) The date of submission.

(b) Whether deletions have been made to the filing, pursuant to Executive Law §§ 94(9)(h).

(i) This will not include information that is routinely redacted from all annual statements of financial disclosure by the Commission as a matter of course such as addresses of primary residence, names of minor children, email addresses, and account numbers.

(c) If a particular filing is unavailable: the status of that filing (whether it is pending, overdue, or unavailable for some other reason such as an extension of time to file pursuant to Executive Law § 94(9)(c), an exemption from filing pursuant to Executive Law § 94(9)(k), or a pending application for deletion or exemption pursuant to Executive Law §§ 94(9)(h), (i) or (i-1)).

(2) With respect to a particular individual, whether such individual is required to file an annual statement of financial disclosure, including:

(a) Whether the individual has been designated a Policy Maker or meets the filing rate pursuant to Public Officers Law § 73-a.

(i) This shall include the date that the reporting individual's appointing authority amended the written instrument required under Public Officers Law § 73-a(1)(c)(2) to include the individual as a required filer.

(b) Whether such individual has sought or received an exemption from filing pursuant to Executive Law § 94(9)(k).

NB: responses to subparagraphs (a) and (b) of paragraph (2) may vary depending on the filing year in question.

(3) For a specific state agency (as defined by subsection 1(b) of Public Officers Law § 73-a), a list of individuals who are required to submit an annual statement of financial disclosure and whether each individual has been designated as a Policy Maker by their appointing authority.

(4) A list of job titles and employment classifications that have been exempted from the requirement to file an annual statement of financial disclosure pursuant to Executive Law § 94(9)(k).

(5) Subject to subdivision (a) of this section, whether a request for public inspection and copying has been made for a particular annual statement of financial disclosure pursuant to this part.

(a) This information is available only to the reporting individual,

and the record does not include the identity of the individual or entity that made the request for information or records.

(6) The application (including all associated materials) for exemption, deletion and extension pursuant to Executive Law §§ 94(9)(c), (h), (i), (i-1), and (k), and the Commission's regulations, shall be exempt from the provisions of this subdivision and not subject to disclosure.

(c) In addition to the records in subdivision (a) of this section the Commission shall make available, pursuant to a request for information and/or access to records in accordance with this Part, the name, title and salary of all Commission staff.

Paragraph (1) of section 937.2(c) is amended to read as follows:

(1) assist the requester in identifying the record and information sought, if necessary;

Section 937.3 is amended to read as follows:

§ 937.3 Requests for information and access to publicly available records

(a) A request for information and/or access to records pursuant to this part shall be in writing [or] on a form [approved] provided by the Commission.

(b) A request shall reasonably describe the information or record sought. To the extent possible, a requesting person should supply identifying details of the information or record, such as the name of the person, entity or title associated with the information or record sought and dates or filing period.

(c) A response to a request that reasonably describes the information or record sought shall be made within five business days of receipt of the request by:

(1) granting access to the record; [or]

(2) providing the information sought; [or]

(3) [2] acknowledging the receipt of the request in writing, including an approximate date when the request will be granted, which shall be reasonable under the circumstances and shall not be more than twenty business days after the date of the acknowledgement, or providing a statement in writing indicating the reason for the inability to grant the request within that time and a date certain, within a reasonable period under the circumstances of the request, when the request will be granted; or

(4) [3] if receipt of the request was acknowledged in writing and included an approximate date when the request would be granted within twenty business days of such acknowledgement, but circumstances prevent disclosure within that time, providing a statement in writing within twenty business days of such acknowledgement specifying the reason for the inability to do so and a date certain, within a reasonable period under the circumstances of the request, when the request will be granted.

Section 937.5 is amended to read as follows:

§ 937.5 Deletion and exemption of certain items of information from financial disclosure statements.

(a) Prior to making any financial disclosure statement publicly available, the Records Access Officer shall delete any other item of information that the Commission has determined to delete pursuant to section 94(9)(h) of the Executive Law, and for filings due prior to January 1, 2013, the categories of value and amount.

(b) In accordance with the rules set forth in 19 NYCRR 941.17(b)(1), pending any application for deletion or exemption to the executive director or notice of appeal filed with the members of the Commission, all information which is the subject or a part of the application or appeal shall remain confidential.

* * *

Subdivision (b) of section 937.6 is amended to read as follows:

(b) Any person denied access in whole or in part to a record or records requested pursuant to subdivision (a) of section 937.1 of this Part or information requested pursuant to subdivision (b) of section 937.1 of this Part may within thirty days appeal in writing such denial to the Records Access Appeals Officer who shall within ten business days of the receipt of such appeal fully explain in writing to the person requesting the record or information the reasons for further denial, or provide access to the information or record sought. This shall constitute the final determination of the Commission.

Text of proposed rule and any required statements and analyses may be obtained from: Megan Mutolo, Joint Commission on Public Ethics, 540 Broadway, Albany NY 12207, (518) 408-3976, email: megan.mutolo@jcope.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement

1. Statutory Authority: Section 9(c) of the Executive Law provides the Joint Commission on Public Ethics ("Commission") with authority to adopt, amend, and rescind regulations to govern the procedures of the

Commission. Section 94(19) of the Executive Law further provides which records of the Commission shall be available for public inspection and copying.

2. Legislative Objectives: The Public Integrity Reform Act of 2011 ("PIRA") established the Commission and authorized the Commission to exercise the powers and duties set forth in section 94 of the Executive Law with respect to record access. This regulation provides updates to a preceding regulation on the gaining of record access.

3. Needs and Benefits: The proposed rulemaking provides for information related to annual statements of financial disclosure to be available pursuant to a request for information and/or request for records. Additionally, the proposed amendments require the Commission to make available the name, title and salary of all Commission staff, pursuant to a request for information and/or access to records.

4. Costs:

a. Costs to regulated parties for implementation and compliance: Minimal.

b. Costs to the agency, state and local governments for the implementation and continuation of the rule: No costs to such entities.

c. Cost information is based on the fact that this rule implements the requirements set forth in Section 94(19) of the Executive Law.

d. Cost information is based on the fact that this rule implements the requirements set forth in Section 94(19) of the Executive Law.

5. Local Government Mandates: The proposed regulation does not impose new programs, services, duties or responsibilities upon any county, city, town, village, school district, fire district or other special district.

6. Paperwork: This regulation may require the preparation of additional forms or paperwork. Such additional paperwork is expected to be minimal.

7. Duplication: This regulation does not duplicate any existing federal, state or local regulations.

8. Alternatives: This regulation increases the information that is available pursuant to Part 937. No alternative was considered because the alternative would result in less public transparency.

9. Federal Standards: This regulation pertains to requirements that specifically relate to record access at the Commission. This regulation does not exceed any minimum standards of the federal government with regard to a similar subject area.

10. Compliance Schedule: Compliance shall take effect upon adoption.

Regulatory Flexibility Analysis

A Regulatory Flexibility Analysis for Small Businesses and Local Governments is not submitted with this Notice of Proposed Rulemaking because the proposed rulemaking will not impose any adverse economic impact on small businesses or local governments, nor will it require or impose any reporting, recordkeeping, or other affirmative acts on the part of these entities for compliance purposes. The Joint Commission on Public Ethics makes this finding based on the fact that the rule implements current law and, therefore, imposes no new requirements on such entities.

Rural Area Flexibility Analysis

A Rural Area Flexibility Analysis is not submitted with this Notice of Proposed Rulemaking because the proposed rulemaking will not impose any adverse economic impact on rural areas, nor will it require or impose any reporting, recordkeeping, or other affirmative acts on the part of rural areas. The Joint Commission on Public Ethics makes this finding based on the fact that the rule implements current law and, therefore, imposes no new requirements on such entities. Rural areas are not affected.

Job Impact Statement

A Job Impact Statement is not submitted with this Notice of Proposed Rulemaking because the proposed rulemaking will have limited, if any, impact on jobs or employment opportunities. This regulation implements current law and, therefore, imposes no new requirements. This regulation does not relate to job or employment opportunities.

Department of Motor Vehicles

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Dealer Document Fee

I.D. No. MTV-21-21-00001-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of section 78.19 of Title 15 NYCRR.

Statutory authority: Vehicle and Traffic Law, sections 215(a) and 415(9)(d)

Subject: Dealer Document Fee.

Purpose: Raises the dealer document fee from \$75 to \$175.

Text of proposed rule: Paragraph (2) of subdivision 78.19(c) is amended to read as follows:

(2) Such a dealer may charge a person who purchases a vehicle from such dealer a fee for assisting in securing a registration and/or certificate of title for such vehicle, provided the dealer actually performs the service of filing the application for title and/or registration with the Commissioner of Motor Vehicles or his issuing agent. The fee charged by the dealer may not exceed [\$75] \$175. Such fee does not include the fee required to be paid to the Department of Motor Vehicles for issuance of the registration or for issuance of a certificate of title, nor shall such fee include the fee charged for the motor vehicle inspection of the vehicle.

Subdivision (d) of section 78.19 is amended to read as follows:

(d) If a fee is charged by the dealer for assisting in securing a registration and/or title or securing special or distinctive plates, the dealer shall print the following statement and asterisked statement on all copies of the invoice or bill of sale in a type size not smaller than the type size used for other charges on such document:

"Dealer's optional fee for processing application for registration and/or certificate of title, and for securing special or distinctive plates (if applicable). THIS IS NOT A DMV FEE. *\$_____"

The asterisk and the following language shall be printed below the above statement:

*The optional dealer registration or title application processing fee ([\$75.00] \$175 maximum) and special plate processing fee (\$5.00 maximum) are not New York State or Department of Motor Vehicles fees. Unless a lien is being recorded or the dealer issued number plates, you may submit your own application for registration and/or certificate of title or for a special or distinctive plate to any motor vehicle issuing office.

Text of proposed rule and any required statements and analyses may be obtained from: Heidi Bazicki, Department of Motor Vehicles, 6 Empire State Plaza, Room 522A, Albany, NY 12228, (518) 474-0871, email: dmv.legal@dmv.ny.gov

Data, views or arguments may be submitted to: David Cadalso, Department of Motor Vehicles, 6 Empire State Plaza, Rm. 522A, Albany, NY 12228, (518) 474-0871, email: dmv.legal@dmv.ny.gov

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. Statutory authority: Section 215(a) of the Vehicle and Traffic Law authorizes the Commissioner to promulgate regulations which regulate and control the exercise of the powers of the Department of Motor Vehicles. VTL Section 415(9)(d) provides that the Department may take action against a dealer who fails to comply with the rules and regulations of the Commissioner for the enforcement of Article 16 or with any provision of the VTL applicable thereto. Thus, under such section, the Department may promulgate rules regulating dealer activities and procedures.

2. Legislative objectives: The Legislature enacted Article 16 of the Vehicle and Traffic Law, Registration of Dealers and Transporters, to both protect consumers from fraudulent business practices and to assist the dealers in the sale of motor vehicles. Implicit in VTL Section 415(9)(d) is the authority of the Commissioner to promulgate regulations governing the sale of motor vehicles.

This proposal accords with the legislative objective of assisting dealers in the sale of motor vehicles by permitting an increase in the fee dealers may charge customers for processing registration and title documents. Since the fee was increased to \$75 dollars in 2009, not only have dealer costs increased substantially, but dealers are operating at a competitive disadvantage with neighboring states. This proposal also accords with the legislative objective of protecting consumers by placing a cap on the fee that dealers may charge.

3. Needs and benefits: This proposed regulation is necessary primarily to assist the dealer industry in meeting the increasing cost of processing DMV registrations and titles and to compete with dealers in neighboring states. Since 1972, the Department has allowed the industry to impose a discretionary fee to cover the cost of processing registration and title work. This is known as the "dealer document fee." If a vehicle is bought with a lien attached, the dealer must process the registration and title paperwork. If there is no lien, the consumer may choose to process the paperwork himself or herself at a DMV Office.

A dealer is not required to charge the document fee. However, most dealers have chosen to charge the fee due to the cost of doing business. In

1972, the fee was set at a maximum of \$10. This was increased to a maximum of \$20 in 1991. In 2004, the fee was increased to a maximum of \$45. In 2009, the fee was increased to \$75. At the current rate, the fee is substantially less than that charged in other states. In our neighboring states of Massachusetts, Connecticut, Vermont, and New Jersey, there is no limit to the amount dealers may charge customers for processing registration and title documents. The median fees charged in those states are much higher than what is charged in New York: \$180 in Vermont, \$395 in Massachusetts, \$499 in Connecticut and \$399 in New Jersey. By increasing the fee to \$175, the maximum fee allowed in New York would still be less than the lowest median fee of those states.

In addition to competitive concerns, dealer-related statutes and regulations have become more abundant and complex. As the law and procedures evolve, titling and registration processing has become more involved, with some transactions requiring particularized, detailed attention. It is estimated that there are about 15 documents associated with each motor vehicle sale, and that at least six employees are involved in a motor vehicle sale, including the salesperson, the finance and insurance manager, the billing clerk, the sales manager, the accounts payable clerk and the accounts receivable clerk.

Many states do not regulate the dealer documentation fee. New York, however, believes that without a cap, consumers could be subject to exorbitant fees; thus, a cap remains in place in order to protect consumers. The regulation represents a balance between the business needs of dealers and consumer protection imperatives.

4. Costs: There would be no cost to regulated parties, comprised of about 1,025 new auto dealers and approximately 8,320 used auto dealers in New York State.

5. Local government mandates: There are no local government mandates associated with this proposal.

6. Paperwork: There are no new reporting or paperwork requirements associated with this proposal. Dealers shall be required to revise their forms that list the dealer document fee. Until such revisions are made, they may continue to use their current stock and simply write or type in the new document fee.

7. Duplication: This rule does not duplicate any State or Federal regulation.

8. Alternatives: Several dealer groups requested that the Department increase the dealer document fee, including the Greater New York Dealers Association, the New York State Automobile Dealers Association, the Eastern New York Coalition of Automotive Retailers, the Niagara Frontier Automobile Dealers Association, the Rochester Automobile Dealers Association and the Syracuse Automobile Dealers Association. In light of the concerns expressed by the groups and balancing those concerns with the interests of consumers, the Department considered various document fee increase proposals. This proposal represents a reasonable increase to meet industry needs without imposing an undue burden on consumers. A no action alternative was considered, but it was rejected in light of the economic and fiscal needs of the industry.

9. Federal standards: This rule does not exceed any minimum standards of the Federal government.

10. Compliance requirements: Immediate upon effective date.

Regulatory Flexibility Analysis

A Regulatory Flexibility Analysis for Small Businesses and Local Governments is not submitted with this proposed rule because it will have no adverse impact on small business or local governments. This proposal permits dealers to increase the dealer document fee charged to customers for the processing of registration and title transactions. Dealers will collect the increased document fee to cover their increased business costs. Thus, the proposal benefits dealers and will have no adverse impact.

Rural Area Flexibility Analysis

A Rural Area Flexibility Analysis is not submitted with this proposed rule because it has no adverse or disproportionate impact on rural areas of New York State.

Job Impact Statement

A Job Impact Statement is not submitted with this proposal because it will have no adverse impact on job creation and development in New York State. This proposal concerns an increase in the dealer document fee collected by dealers upon the sale of a motor vehicle.

Office for People with Developmental Disabilities

EMERGENCY RULE MAKING

Billing for Day Program Duration

I.D. No. PDD-15-21-00002-E

Filing No. 546

Filing Date: 2021-05-11

Effective Date: 2021-05-11

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Amendment of section 635-10.5 of Title 14 NYCRR.

Statutory authority: Mental Hygiene Law, sections 13.07, 13.09(b), 13.15(a) and 16.00

Finding of necessity for emergency rule: Preservation of public health, public safety and general welfare.

Specific reasons underlying the finding of necessity: The emergency adoption of amendments that provides service day duration flexibility for group day habilitation, site-based prevocational, and supplemental group day habilitation service providers, as set forth by the OPWDD Commissioner during the COVID-19 Public Health Emergency for individuals with developmental disabilities, is necessary to protect the health, safety, and welfare of individuals who receive these services. The emergency regulation would help maintain the capacity of providers to operate during the COVID-19 emergency. This regulation must be issued by emergency regulation to implement approvals made by the federal Centers for Medicare and Medicaid Services pursuant to that agency's disaster relief authorities.

Subject: Billing for day program duration.

Purpose: To allow providers of day habilitation and site-based prevocational services to bill for day program duration with greater flexibility.

Text of emergency rule: • Addition of a new clause (d) to Subpart 635-10.5(c)(6)(i) to read as follows:

(d) Beginning on October 15, 2020 and ending upon revocation by OPWDD, due to the COVID-19 Public Health Emergency, group day habilitation and supplemental group day habilitation services may be delivered, and payment for such services made, for durations set forth in guidance issued by the OPWDD Commissioner.

• Addition of a new paragraph (19) to Subpart 635-10.5(c) to read as follows:

(19) Beginning on October 15, 2020 and ending upon revocation by OPWDD, due to the COVID-19 Public Health Emergency, providers will be authorized to bill for services rendered using the flexible definitions of the program day duration for day habilitation authorized by subpart 635-10.5(c)(6)(i)(d) if either of the following conditions (i) or (ii) and condition (iii) are met:

(i) The provider operates day habilitation services in a geographic area that meets Department of Health thresholds for program closure due to increased rates of COVID-19 cases or the local public health agency has required a program to close. This designation requires that center-based day services are closed and that community-based services are operating at a reduced capacity. This authorization for the use of the modified billing rules will end with the de-designation of the area; or

(ii) The provider is not required to close its day habilitation services by either New York State or the local public health agency. However, the provider closes the program as a preemptive measure due to the elevated percentage of individuals and staff at a particular site that have either tested positive for COVID-19 or are required to quarantine because of close contact with a person who tests positive for COVID-19. These modifications to the program day durations associated with non-mandatory closures may be in effect for a period of up to fourteen (14) days for risk mitigation. Longer durations of the flexibilities (beyond fourteen days) would occur only where there is a subsequent designation of the region as being subject to closure or another period of quarantine is determined to be necessary. The agency must report the closure to OPWDD and demonstrate the need for the closure based on Incident Reporting Management Application (IRMA) reporting of positive COVID-19 cases among individuals and staff at the affected sites; and

(iii) Providers will continue to work in partnership with OPWDD to make more available non-center-based and telehealth modalities in an effort to increase community involvement of waiver enrollees and to protect the delivery of services during future emergencies.

- Addition of a new subparagraph (v) to Subpart 635-10.5(ag)(4) to read as follows:

(v) Beginning on October 15, 2020 and ending upon revocation by OPWDD, due to the COVID-19 Public Health Emergency, site-based prevocational services may be delivered, and payment for such services made, for durations set forth in guidance issued by the OPWDD Commissioner.

- Addition of a new paragraph (8) to Subpart 635-10.5(ag) to read as follows:

(8) Beginning on October 15, 2020 and ending upon revocation by OPWDD, due to the COVID-19 Public Health Emergency, providers will be authorized to bill for services rendered using the flexible definitions of the program day duration for site-based prevocational services authorized by subpart 635-10.5(ag)(4)(v) if either of the following conditions (i) or (ii) and condition (iii) are met:

(i) The provider operates site-based prevocational services in a geographic area that meets Department of Health thresholds for program closure due to increased rates of COVID-19 cases or the local public health agency has required a program to close. This designation requires that center-based prevocational services are closed and that community-based prevocational services are operating at a reduced capacity. This authorization for the use of the modified billing rules will end with the designation of the area; or

(ii) The provider is not required to close its site-based prevocational services by either New York State or the local public health agency. However, the provider closes the program as a preemptive measure due to the elevated percentage of individuals and staff at a particular site that have either tested positive for COVID-19 or are required to quarantine because of close contact with a person who tests positive for COVID-19. These modifications to the program day durations associated with non-mandatory closures may be in effect for a period of up to fourteen (14) days for risk mitigation. Longer durations of the flexibilities (beyond fourteen days) would occur only where there is a subsequent designation of the region as being subject to closure or another period of quarantine is determined to be necessary. The agency must report the closure to OPWDD and demonstrate the need for the closure based on Incident Reporting Management Application (IRMA) reporting of positive COVID-19 cases among individuals and staff at the affected sites; and

(iii) Providers will continue to work in partnership with OPWDD to make more available non-center-based and telehealth modalities in an effort to increase community involvement of waiver enrollees and to protect the delivery of services during future emergencies.

This notice is intended to serve only as a notice of emergency adoption. This agency intends to adopt the provisions of this emergency rule as a permanent rule, having previously submitted to the Department of State a notice of proposed rule making, I.D. No. PDD-15-21-00002-EP, Issue of April 14, 2021. The emergency rule will expire July 9, 2021.

Text of rule and any required statements and analyses may be obtained from: Mary Beth Babcock, Office for People With Developmental Disabilities, 44 Holland Ave., Albany, NY, (518) 474-7700, email: rau@unit.opwdd.ny.gov

Additional matter required by statute: Pursuant to the requirements of the State Environmental Quality Review Act, OPWDD, as lead agency, has determined that the action described herein will have no effect on the environment and an E.I.S. is not needed.

Regulatory Impact Statement

1. Statutory authority:

a. The Office for People With Developmental Disabilities (OPWDD) has the statutory responsibility to provide and encourage the provision of appropriate programs, supports, and services in the areas of care, treatment, habilitation, rehabilitation, and other education and training of persons with intellectual and developmental disabilities, as stated in the New York State (NYS) Mental Hygiene Law (MHL) Section 13.07.

b. OPWDD has the statutory authority to adopt rules and regulations necessary and proper to implement any matter under its jurisdiction as stated in the NYS MHL Section 13.09(b).

c. OPWDD has the statutory authority to adopt regulations concerned with the operation of programs and the provision of services, as stated in the NYS MHL Section 16.00. The regulation also ensures compliance by OPWDD certified and operated residences with the proper provision of services.

2. Legislative objectives: The proposed regulations further legislative objectives embodied in MHL sections 13.07, 13.09(b), and 16.00. The regulations amend Title 14 New York Codes Rules and Regulations (NYCRR) Subpart 635-10.5 in order provide service day duration flex-

ibility for group day habilitation, site-based prevocational, and supplemental group day habilitation service providers, as set forth by the OPWDD Commissioner during the COVID-19 Public Health Emergency. These changes are necessary to help maintain the capacity of providers to operate during the COVID-19 emergency, and to implement approvals made by the federal Centers for Medicare and Medicaid Services pursuant to that agency's disaster relief authorities.

3. Needs and benefits: The proposed regulation amends Title 14 NYCRR Subpart 635-10.5 to set forth new day habilitation and site-based prevocational services service day duration requirements. These changes are necessary to help maintain the capacity of providers to operate during the COVID-19 emergency, and to implement approvals made by the federal Centers for Medicare and Medicaid Services pursuant to that agency's disaster relief authorities.

4. Costs:

a. Costs to the agency and to the State and its local governments:

There is no anticipated impact on Medicaid expenditures as a result of the proposed regulations, as the providers that utilize these flexibilities modifying the duration of services, will also be providing these services at reduced durations or frequencies as a result of program closures during the COVID-19 emergency.

These regulations will not have any fiscal impact on local governments, as the contribution of local governments to Medicaid has been capped. Chapter 58 of the Laws of 2005 places a cap on the local share of Medicaid costs and local governments are already paying for Medicaid at the capped level.

There are no anticipated costs to OPWDD in its role as a provider of services to comply with the new requirements.

b. Costs to private regulated parties: There are no anticipated costs to regulated providers to comply with the proposed regulations. The amendments/additions modify the duration of services to be delivered by providers.

5. Local government mandates: This rule would only apply to a small number of providers affiliated with local government units that deliver day habilitation and site-based prevocational services. There are no new requirements imposed by the rule on any other county, city, town, village; or school, fire, or other special district.

6. Paperwork: Providers will experience an increase in paperwork as a result of the proposed regulations. Additional reporting requirements regarding the closures of programs are necessary to ensure Medicaid program integrity for the emergency flexibilities.

7. Duplication: The proposed regulations do not duplicate any existing State or Federal requirements on this topic.

8. Alternatives: OPWDD did not consider any other alternatives to the proposed regulations. These changes are necessary to help maintain the capacity of providers to operate during the COVID-19 emergency, and to implement approvals made by the federal Centers for Medicare and Medicaid Services pursuant to that agency's disaster relief authority.

9. Federal standards: The proposed amendments do not exceed any minimum standards of the federal government for the same or similar subject areas.

10. Compliance schedule: OPWDD plans to adopt the regulations as an Emergency Adoption. The effective date for enforcement of the regulation will be October 15, 2020. The regulations will sunset upon revocation of the regulations by OPWDD. The proposed regulations were discussed with and reviewed by representatives of providers in advance of this proposal. OPWDD expects that providers will be in compliance with the proposed requirements at the time of their effective date(s).

Regulatory Flexibility Analysis

1. Effect of Rule:

a. This rule would only apply to OPWDD's 297 providers providing day habilitation and 51 providers of site-based prevocational services. This rule would only apply to fewer than five (5) day habilitation and site-based prevocational services providers that are affiliated with local government units. Furthermore, this regulation provides service day duration flexibility for group day habilitation, site-based prevocational, and supplemental group day habilitation service providers, as set forth by the OPWDD Commissioner during the COVID-19 Public Health Emergency.

2. Compliance Requirements: These regulations will require additional reporting requirements in order to ensure program integrity. Any entities that provide these services will be required to follow OPWDD regulations as they have been required to do so previously, but there will be additional reporting requirements regarding program closures in order to ensure Medicaid program integrity for the emergency flexibilities.

3. Professional Services: This rule would only apply to a small number of local governments that deliver these services via a local department of social services. For entities that provide care coordination or crisis intervention services, they will not require additional professional services as they all already have compliance managers or staff tasked with following other OPWDD regulations.

4. Compliance Costs:
 - a. There will be no additional compliance costs.
5. Economic and Technological Feasibility: The entities required to comply with this rule already have the technological capability to comply with this rule. Additionally, there are no extra costs for compliance.
6. Minimizing Adverse Impact: There will be no adverse impact as a result of this rule because the rule applies to all providers of these services regardless of size. Furthermore, group day habilitation, site-based prevocational, and supplemental group day habilitation services have always had restrictions on the duration the services could be delivered. This regulation merely creates temporary flexibility of these limits in light of the COVID-19 Public Health Emergency.
7. Small Business and Local Government Participation: This rule would only apply to a small number of local governments that deliver these services via a local department of social services. Small businesses will have an opportunity to comment during the comment period of the rule making process.
8. Establishment or Modification of Penalties: The rule does not modify or establish any new penalties.
9. Initial Review of Rule: The rule is time-limited to the duration of the COVID-19 Public Health Emergency, as defined by Executive Order. OPWDD will again review the rule within the third calendar year after filing.

Rural Area Flexibility Analysis

A Rural Area Flexibility Analysis for these amendments is not being submitted because the regulation will not impose any adverse impact or significant reporting, record keeping or other compliance requirements on public or private entities in rural areas. There are no professional services, capital, or other compliance costs imposed on public or private entities in rural areas as a result of the proposed regulation.

The proposed regulation amends Title 14 NYCRR Subpart 635-10.5 in order to provide service day duration flexibility for group day habilitation, site-based prevocational, and supplemental group day habilitation service providers, as set forth by the OPWDD Commissioner during the COVID-19 Public Health Emergency. The regulation will not result in an adverse impact on rural communities because the regulation applies to all providers of these services. The proposed regulation will not result in costs for regulated parties. Therefore, the amendments will not have any adverse effects on providers in rural areas and local governments.

Job Impact Statement

A Job Impact Statement for the proposed regulation is not being submitted because it is apparent from the nature and purpose of the regulation that they will not have a substantial adverse impact on jobs and/or employment opportunities.

The proposed regulation amends Title 14 NYCRR Subpart 635-10.5 in order to require group day habilitation, supplemental group day habilitation, and site-based prevocational service providers to comply with duration limits as set forth by the OPWDD Commissioner during the COVID-19 Public Health Emergency. The regulation will result in new compliance requirements for providers. However, there have always been duration limits on these types of providers so the compliance measures would be minimal and not overly burdensome. The regulation will not have a substantial impact on jobs or employment opportunities in New York State.

Assessment of Public Comment

The agency received no public comment.

Public Service Commission

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Petition for the Use of Gas Metering Equipment

I.D. No. PSC-21-21-00012-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering a petition filed by National Grid for the use of the Dresser D1000 rotary gas meter for gas metering applications in New York State.

Statutory authority: Public Service Law, section 67(1)

Subject: Petition for the use of gas metering equipment.

Purpose: To ensure that consumer bills are based on accurate measurements of gas usage.

Substance of proposed rule: The Public Service Commission (Commission) is considering a petition filed by Niagara Mohawk Power Corporation d/b/a National Grid on March 26, 2021, seeking authorization to use the Dresser D1000 rotary gas meter in gas metering applications in New York State.

The Commission requires that new types of gas metering equipment conform to the requirements of 16 NYCRR § 226 and 227, and be approved by the Commission before being used for customer billing purposes.

The full text of the petition and the full record of the proceeding may be reviewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, modify or reject, in whole or in part, the action proposed, and may resolve related matters.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2655, email: john.pitucci@dps.ny.gov

Data, views or arguments may be submitted to: Michelle L. Phillips, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(21-G-0181SP1)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Competitive Tier 2 Program Adopted in the Commission's Order Adopting Modifications to the Clean Energy Standard

I.D. No. PSC-21-21-00013-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering an Implementation Plan filed on May 3, 2021 by the New York State Energy Research and Development Authority regarding the resale of environmental attributes procured under the Competitive Tier 2 program.

Statutory authority: Public Service Law, sections 4(1), 5(1), (2), 66(2); New York Energy Law, section 6-104(5)(b)

Subject: Competitive Tier 2 program adopted in the Commission's Order Adopting Modifications to the Clean Energy Standard.

Purpose: To determine the process for the resale of environmental attributes procured under the Competitive Tier 2 program.

Substance of proposed rule: The Public Service Commission (Commission) is considering an Implementation Plan filed on May 3, 2021 by the New York State Energy Research and Development Authority (NYSERDA) regarding the resale of Renewable Energy Certificates (RECs) procured under the Competitive Tier 2 Program (Tier 2 Resale IP).

In its October 15, 2020 Order Adopting Modifications to the Clean Energy Standard, the Commission adopted, among other things, a Competitive Tier 2 Program for the procurement of RECs by NYSERDA from existing baseline renewable generation facilities (October 2020 Order). The October 2020 Order directed NYSERDA to develop and file an implementation plan for the resale of Tier 2 RECs to the voluntary market, including proposals regarding the resale process, timing, and its interaction with the load serving entity (LSE) obligations, including a reconciliation process.

NYSERDA proposes to hold an annual sale each February and offer for sale the Tier 2 RECs purchased through the previous year's Tier 2 procurement, with the first Tier 2 resale occurring in February 2022 and offering the Tier 2 RECs that NYSERDA purchased during 2021. NYSERDA proposes to announce the quantity of Tier 2 RECs available for sale, the sales price, and the sales process no later than February 15th of each year, with sale lasting for 14 days after the announcement. NYSERDA would also continue the annual sales throughout the five-year life of the Competitive Tier 2 Program.

NYSERDA states that the Tier 2 resale inventory would be based upon the number of Tier 2 RECs purchased and held by NYSERDA at the time of the sale announcement. While NYSERDA recognizes that the Tier 2

resale inventory may not reflect the total number of RECs ultimately to be purchased by NYSEERDA due to delays by Tier 2 contracted generators in invoicing and transferring Tier 2 RECs to NYSEERDA, it states that all Tier 2 RECs in NYSEERDA's possession would be eligible and made available for resale.

Regarding the Tier 2 REC resale price, NYSEERDA proposes to price RECs based on the net weighted average cost of the available Tier 2 resale inventory, plus any Commission-approved administrative adder. To calculate the net weighted average cost, NYSEERDA proposes to first determine the total overall costs for all projects, with the total project cost for each bid based upon the quantity of Tier 2 RECs invoiced to NYSEERDA and their bid price. NYSEERDA would then divide the overall cost by the total REC Inventory.

NYSEERDA requests the ability to expand the pool of eligible purchasers beyond LSEs who serve load within New York and are required to comply with Commission regulations regarding renewable claims in the future if these LSEs do not provide sufficient demand during the Tier 2 REC resales. Additionally, NYSEERDA proposes to remove the Tier 2 Identifier prior to transferring any RECs purchased through the Tier 2 resale to the purchasing LSE. NYSEERDA states that the RECs would qualify as non-Tier 1, Environmental Disclosure Program (EDP) eligible RECs and would have the same transferability and banking options as other non-Tier 1, EDP eligible RECs as set by the New York Generation Attribute Tracking System (NYGATS) Operating Rules. Accordingly, NYSEERDA continues, the vintage year of an EDP eligible Tier 2 REC determines the EDP reporting year in which the REC must be included.

Regarding the sale process, NYSEERDA proposes to announce the time of each annual sale, including: (1) the total quantity of current compliance year Tier 2 RECs available for sale to LSEs; (2) the sale price at which these Tier 2 RECs will be offered; and (3) the sales period opening and closing date and time. NYSEERDA proposes to utilize an electronic submission form to collect bids from LSEs that desire to purchase Tier 2 RECs, and further proposes that participating LSEs agree to the terms and conditions of sale at point of sale when the bid is submitted, as opposed to requiring all LSEs to execute a sales agreement with NYSEERDA.

With respect to the allocation of Tier 2 RECs, NYSEERDA proposes that if the demand for Tier 2 RECs is below the Tier 2 REC resale inventory, each LSE would be allocated a quantity of RECs equal to their order quantity. However, if the total order quantity is above Tier 2 REC resale inventory, each LSE would receive a pro-rata share of Tier 2 RECs based upon their total order quantity. NYSEERDA expects to create and distribute Tier 2 REC invoices via email within approximately 7 business days from the end of the sales period, with LSE payments made within 15 days. NYSEERDA seeks to retain the right to cancel an LSE's Tier 2 REC order if the full funds have not been transferred to NYSEERDA according to the payment terms. Once a Tier 2 REC resale invoice has been paid in full, NYSEERDA intends to transfer the RECs via NYGATS to the LSE, and LSEs would have 14 days to accept the pending transfer from NYSEERDA.

NYSEERDA proposes the following process regarding the reconciliation of Tier 2 resale revenues and Tier 2 LSE obligations. First, NYSEERDA would determine the actual dollar per MWh charge based on the total dollars expended by NYSEERDA to purchase Tier 2 RECs from contracted generators, offset by any Tier 2 resale revenue received through the resale process. Second, NYSEERDA would sum the total load served by all LSEs using the New York Independent System Operator, Inc.'s Version 2 load data, including load modifiers. Third, NYSEERDA would determine the final Tier 2 Rate using the net expense to NYSEERDA established in step one, divided by the total statewide LSE load established in step two. Fourth, NYSEERDA would multiply the final Tier 2 Rate by the total load associated with each LSE, as recorded in NYGATS, and provide the LSEs their Tier 2 obligation for the compliance year. Fifth, NYSEERDA would reconcile the payments received from each of the LSEs against their final Tier 2 obligation.

The full text of the Tier 2 Resale IP and the full record of the proceeding may be read in its entirety on the Department of Public Service's website at www.dps.ny.gov. The Commission may adopt, reject, or modify, in whole or in part, the action proposed and may resolve related matters.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2655, email: john.pitucci@dps.ny.gov

Data, views or arguments may be submitted to: Michelle L. Phillips, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(15-E-0302SP46)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Transfer of Excess Development Rights Associated with Utility Property

I.D. No. PSC-21-21-00014-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering a petition filed by Consolidated Edison Company of New York, Inc. and 325 Exterior Street Associates LLC for a transfer excess development rights located at 281 Exterior Street from Con Edison to 325 Exterior.

Statutory authority: Public Service Law, sections 65, 66 and 70

Subject: Transfer of excess development rights associated with utility property.

Purpose: To determine whether to authorize the transfer of excess development rights associated with utility property.

Substance of proposed rule: The Public Service Commission (Commission) is considering a petition filed on April 12, 2021 by Consolidated Edison Company of New York, Inc. (Con Edison or the Company) and 325 Exterior Street Associates LLC (325 Exterior Street or the Purchaser) for approval of the transfer of the ownership of excess development rights for \$5.5 million associated with a Con Edison property located at 281 Exterior Street, Block 2349, Lot 15, Mott Haven, City of New York, Bronx County, State of New York from Con Edison to 325 Exterior Street.

This waterfront parcel along the Harlem River has served as a satellite parking lot for the Company since 2009, and Con Edison has not made use of the development rights associated with the property. The Purchaser is the owner of a lot adjacent to the Con Edison property and intends to purchase the Company's excess development rights to maximize the size of its proposed development at 325 Exterior Street. Con Edison requests the Commission's approval of the transaction pursuant to Public Service Law § 70(1), as the original cost of the proposed assets to be transferred is greater than \$100,000.

The original book cost of this property, purchased by Con Edison in 1926, is \$227,661.05. The agreement between the Company and the Purchaser is for the sale of 95,000 square feet of development rights at a price of \$57.89 per square foot, for a total value of \$5,500,500. This agreement anticipates that Con Edison and 325 Exterior Street will merge their zoning lots into one zoning lot, and it is contingent on the Purchaser obtaining certain approvals from the New York City Department of City Planning and the New York City Department of Buildings related to the development of a waterfront public access area (as defined in Section 62-11 of the Zoning Resolution). The proposed sale of the excess development rights is expected to produce a net gain before income taxes of \$5,044,572, which the Company proposes to defer for the benefit of its customers, with interest accrued at the Other Customer-Provided Capital Rate. Con Edison asserts that this transaction is in the public interest and will not result in any potentially significant adverse environmental impacts.

The full text of the petition and the full record of the proceeding may be reviewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, reject or modify, in whole or in part, the action proposed and may resolve related matters.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2655, email: john.pitucci@dps.ny.gov

Data, views or arguments may be submitted to: Michelle L. Phillips, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(21-M-0229SP1)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Notice of Intent to Submeter Electricity

I.D. No. PSC-21-21-00015-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering the notice of intent of 711 Seagirt Avenue Holdings LLC to submeter electricity at 711 Seagirt Avenue, Queen, New York.

Statutory authority: Public Service Law, sections 2, 4(1), 30, 32-48, 52, 53, 65(1), 66(1), (2), (3), (4), (12) and (14)

Subject: Notice of intent to submeter electricity.

Purpose: To ensure adequate submetering equipment and consumer protections are in place.

Substance of proposed rule: The Commission is considering the notice of intent filed by 711 Seagirt Avenue Holdings LLC on June 18, 2018, to submeter electricity at 4 existing rent stabilized rental buildings located at 711 Seagirt Avenue, Queens, located in the territory of Consolidated Edison Company of New York Inc. (Con Edison).

In the notice of intent, 711 Seagirt Avenue Holdings LLC requests authorization to take electric service from Con Edison and then distribute and meter that electricity to its residents. Once approved by the Commission, submetering of electricity to residents is allowed so long as it complies with the protections and requirements of the Commission's regulations in 16 NYCRR Part 96.

The full text of the notice of intent and the full record of the proceeding may be reviewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, reject or modify, in whole or in part, the action proposed and may resolve related matters.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2655, email: john.pitucci@dps.ny.gov

Data, views or arguments may be submitted to: Michelle L. Phillips, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(18-E-0383SP1)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Petition to Submeter Electricity

I.D. No. PSC-21-21-00016-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering the petition of Madison 465 W LLC to submeter electricity at 465 Washington Street, New York, New York.

Statutory authority: Public Service Law, sections 2, 4(1), 30, 32-48, 52, 53, 65(1), 66(1), (2), (3), (4), (12) and (14)

Subject: Petition to submeter electricity.

Purpose: To ensure adequate submetering equipment and consumer protections are in place.

Substance of proposed rule: The Commission is considering the petition filed by Madison 465 W LLC on April 13, 2021, to submeter electricity at a market-rate condominium building located at 465 Washington Street, New York, New York, located in the territory of Consolidated Edison Company of New York Inc. (Con Edison).

In the petition, Madison 465 W LLC requests authorization to take electric service from Con Edison and then distribute and meter that electricity to its residents. Once approved by the Commission, submeter-

ing of electricity to residents is allowed so long as it complies with the protections and requirements of the Commission's regulations in 16 NYCRR Part 96.

The full text of the petition and the full record of the proceeding may be reviewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, reject or modify, in whole or in part, the action proposed and may resolve related matters.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2655, email: john.pitucci@dps.ny.gov

Data, views or arguments may be submitted to: Michelle L. Phillips, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(21-E-0234SP1)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Petition to Submeter Electricity

I.D. No. PSC-21-21-00017-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering the petition of DELSHAH-OTL-START 22 JV LLC to submeter electricity at 22 Chapel Street, Brooklyn, New York.

Statutory authority: Public Service Law, sections 2, 4(1), 30, 32-48, 52, 53, 65(1), 66(1), (2), (3), (4), (12) and (14)

Subject: Petition to submeter electricity.

Purpose: To ensure adequate submetering equipment and consumer protections are in place.

Substance of proposed rule: The Commission is considering the petition filed by DELSHAH-OTL-START 22 JV LLC on April 6, 2021, to submeter electricity at a new market-rate and income-based rental building located at 22 Chapel Street, Brooklyn, New York, located in the territory of Consolidated Edison Company of New York Inc. (Con Edison).

In the petition, DELSHAH-OTL-START 22 JV LLC requests authorization to take electric service from Con Edison and then distribute and meter that electricity to its residents. Once approved by the Commission, submetering of electricity to residents is allowed so long as it complies with the protections and requirements of the Commission's regulations in 16 NYCRR Part 96.

The full text of the petition and the full record of the proceeding may be reviewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, reject or modify, in whole or in part, the action proposed and may resolve related matters.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2655, email: john.pitucci@dps.ny.gov

Data, views or arguments may be submitted to: Michelle L. Phillips, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(21-E-0198SP1)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Transfer of Street Lighting Facilities

I.D. No. PSC-21-21-00018-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering a petition filed by Niagara Mohawk Power Corporation d/b/a National Grid seeking authorization to transfer certain street lighting facilities in the Village of Canajoharie to the Village of Canajoharie.

Statutory authority: Public Service Law, sections 5, 65, 66 and 70(1)

Subject: Transfer of street lighting facilities.

Purpose: To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.

Substance of proposed rule: The Public Service Commission (Commission) is considering a petition filed on April 30, 2021 by Niagara Mohawk Power Corporation d/b/a National Grid (National Grid), requesting authorization to transfer certain street lighting facilities located in the Village of Canajoharie (Village) to the Village.

The original cost of the facilities was approximately \$217,157 and the net book value of the assets is \$147,821, as of February 28, 2021. National Grid proposes to transfer the street lighting facilities to the Village for approximately \$152,202, which includes the net book value of the assets as well as transition and transaction costs. National Grid explains that the agreement between it and the Village provides that the purchase price will be adjusted (up or down) to reflect the actual net book value at the date of the closing.

The full text of the petition and the full record of the proceeding may be viewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, reject, or modify, in whole or in part, the action proposed and may resolve related matters.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2655, email: john.pitucci@dps.ny.gov

Data, views or arguments may be submitted to: Michelle L. Phillips, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(21-E-0258SP1)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Utility Capital Expenditure Proposal

I.D. No. PSC-21-21-00019-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering a business case report filed by Liberty Utilities (St. Lawrence Gas) Corp. which outlines proposed distribution enhancement and its respective capital expenditures in the Village of Chateaugay, Franklin County in 2021.

Statutory authority: Public Service Law, sections 5, 65 and 66

Subject: Utility capital expenditure proposal.

Purpose: To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.

Substance of proposed rule: The Public Service Commission (Commission) is considering a business case report filed on May 4, 2021 by Liberty Utilities (St. Lawrence Gas) Corp. (the Company). The Company proposes to extend the distribution main and services in three locations in the Village of Chateaugay in Franklin County. The Company will build a total of approximately 2,860 feet of main, to enable it to serve ap-

proximately 48 customers, including an additional service for AgriMark, a large industrial customer.

The Company filed the business case as required in the Commission's Order Adopting the Terms of Joint Proposal, issued in Case 18-G-0133 and 18-G-0140 on October 18, 2019. Section IV A.4 of the Joint Proposal requires the Company to file with the Secretary, a business case, including estimated capital expenditures, demonstrating the economic feasibility for distribution enhancements it intends to construct in and around the Franklin County portion of its service territory.

The Company states that the proposed distribution enhancements would provide the Company the opportunity to convert customers using dirtier fossil fuels to gas service, noting that approximately eighty-five percent of the potential customers use oil as their fuel source and the remaining fifteen percent use propane. The Company also states that the conversion will benefit an economically challenged area of the State by providing residential customers annual average fuel savings of up to eighteen percent and claiming it would be a more attractive energy alternative for new business. Finally, the Company states that the proposed distribution enhancements will provide an existing customer, AgriMark, with its energy choice for a large commercial addition that the customers is building this summer. The Company is proposing to begin construction after August 15, 2021.

The full text of the report and the full record of the proceeding may be reviewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, reject or modify, in whole or in part, the action proposed and may resolve related matters.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2655, email: john.pitucci@dps.ny.gov

Data, views or arguments may be submitted to: Michelle L. Phillips, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(18-G-0133SP4)

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Notice of Intent to Submeter Electricity

I.D. No. PSC-21-21-00020-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: The Commission is considering the notice of intent of EO 84 William II LLC to submeter electricity at 84 William Street, New York, New York.

Statutory authority: Public Service Law, sections 2, 4(1), 30, 32-48, 52, 53, 65(1), 66(1), (2), (3), (4), (12) and (14)

Subject: Notice of intent to submeter electricity.

Purpose: To ensure adequate submetering equipment and consumer protections are in place.

Substance of proposed rule: The Commission is considering the notice of intent filed by EO 84 William II LLC on April 21, 2021, to submeter electricity at a rental building located at 84 William Street, New York, New York located in the territory of Consolidated Edison Company of New York Inc. (Con Edison).

In the notice of intent, EO 84 William II LLC requests authorization to take electric service from Con Edison and then distribute and meter that electricity to its residents. Once approved by the Commission, submetering of electricity to residents is allowed so long as it complies with the protections and requirements of the Commission's regulations in 16 NYCRR Part 96.

The full text of the notice of intent and the full record of the proceeding may be reviewed online at the Department of Public Service web page: www.dps.ny.gov. The Commission may adopt, reject or modify, in whole or in part, the action proposed and may resolve related matters.

Text of proposed rule and any required statements and analyses may be obtained by filing a Document Request Form (F-96) located on our website <http://www.dps.ny.gov/f96dir.htm>. For questions, contact: John Pitucci, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 486-2655, email: john.pitucci@dps.ny.gov

Data, views or arguments may be submitted to: Michelle L. Phillips, Secretary, Public Service Commission, 3 Empire State Plaza, Albany, New York 12223-1350, (518) 474-6530, email: secretary@dps.ny.gov

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

(21-E-0245SP1)

Department of Taxation and Finance

NOTICE OF ADOPTION

Fuel Use Tax on Motor Fuel and Diesel Motor Fuel and the Art. 13-A Carrier Tax Jointly Administered Therewith

I.D. No. TAF-07-21-00002-A

Filing No. 534

Filing Date: 2021-05-07

Effective Date: 2021-05-07

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following action:

Action taken: Addition of section 492.1(b)(1)(cii) to Title 20 NYCRR.

Statutory authority: Tax Law, sections 171, subd. First, 301-h(c), 509(7), 523(b) and 528(a)

Subject: Fuel use tax on motor fuel and diesel motor fuel and the art. 13-A carrier tax jointly administered therewith.

Purpose: To set the sales tax component and the composite rate per gallon for the period April 1, 2021 through June 30, 2021.

Text or summary was published in the February 17, 2021 issue of the Register, I.D. No. TAF-07-21-00002-P.

Final rule as compared with last published rule: No changes.

Text of rule and any required statements and analyses may be obtained from: Kathleen D. Chase, Regulations Specialist, Department of Taxation and Finance, Office of Counsel, Building 9, W.A. Harriman Campus, Albany, NY 12227, (518) 530-4153, email: kathleen.chase@tax.ny.gov

Assessment of Public Comment

The agency received no public comment.

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

Fuel Use Tax on Motor Fuel and Diesel Motor Fuel and the Art. 13-A Carrier Tax Jointly Administered Therewith

I.D. No. TAF-21-21-00005-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of section 492.1(b)(1) of Title 20 NYCRR.

Statutory authority: Tax Law, sections 171, subd. First, 301-h(c), 509(7), 523(b) and 528(a)

Subject: Fuel use tax on motor fuel and diesel motor fuel and the art. 13-A carrier tax jointly administered therewith.

Purpose: To set the sales tax component and the composite rate per gallon for the period July 1, 2021 through September 30, 2021.

Text of proposed rule: Pursuant to the authority contained in subdivision First of section 171, subdivision (c) of section 301-h, subdivision 7 of section 509, subdivision (b) of section 523 and subdivision (a) of section 528 of the Tax Law, the Acting Commissioner of Taxation and Finance, being duly authorized to act due to the vacancy in the office of the Commissioner of Taxation and Finance, hereby proposes to make and adopt the following amendments to the Fuel Use Tax Regulations, as published in Article 3 of Subchapter C of Chapter III of Title 20 of the Official Compilation of Codes, Rules and Regulations of the State of New York.

Section 1. Paragraph (1) of subdivision (b) of section 492.1 of such regulations is amended by adding a new subparagraph (cii) to read as follows:

Motor Fuel			Diesel Motor Fuel		
Sales Tax Component	Composite Rate	Aggregate Rate	Sales Tax Component	Composite Rate	Aggregate Rate
(cii) April – June 2021					
14.4	22.4	39.0	15.8	23.8	38.65
(ciii) July – September 2021					
15.6	23.6	40.2	16.0	24.0	38.85

Text of proposed rule and any required statements and analyses may be obtained from: Kathleen D. Chase, Regulations Specialist, Department of Taxation and Finance, Office of Counsel, Building 9, W.A. Harriman Campus, Albany, NY 12227, (518) 530-4153, email: kathleen.chase@tax.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

Regulatory Impact Statement, Regulatory Flexibility Analysis, Rural Area Flexibility Analysis and Job Impact Statement

Statements and analyses are not submitted with this notice because the proposed rule is within the definition contained in section 102(2)(a)(ii) of the State Administrative Procedure Act.

Workers' Compensation Board

PROPOSED RULE MAKING NO HEARING(S) SCHEDULED

PFL Intermittent Leave

I.D. No. WCB-21-21-00011-P

PURSUANT TO THE PROVISIONS OF THE State Administrative Procedure Act, NOTICE is hereby given of the following proposed rule:

Proposed Action: Amendment of section 380-2.5 of Title 12 NYCRR.

Statutory authority: Workers' Compensation Law, sections 117, 141 and 221

Subject: PFL intermittent leave.

Purpose: To clarify the number of intermittent leave days eligible employees can take.

Text of proposed rule: Paragraph (2) of subdivision (c) of section 380-2.5 of Title 12 NYCRR is hereby amended to read as follows:

(2) Daily leave. When any employee takes family leave in daily increments, the employee's maximum number of days [period] of paid family leave is calculated based on the average number of days worked per week multiplied by 12 as of January 1, 2021.[with a maximum of 60 days per year for employees working at least five days per week. Thus, for example, an employee that works three days per week, will receive:

(i) On January 1, 2018, the equivalent of 3 days per week for 8 weeks, or a maximum of 24 days in any 52 consecutive week period.

(ii) On January 1, 2019, the equivalent of 3 days per week for 10 weeks, or a maximum of 30 days in any 52 consecutive week period.

(iii) On January 1, 2021, the equivalent of 3 days per week for 12 weeks, or a maximum of 36 days in any 52 consecutive week period.]

Text of proposed rule and any required statements and analyses may be obtained from: Heather MacMaster, NYS Workers' Compensation Board, Office of General Counsel, 328 State Street, Schenectady, NY 12305, (518) 486-9564, email: regulations@wcb.ny.gov

Data, views or arguments may be submitted to: Same as above.

Public comment will be received until: 60 days after publication of this notice.

This rule was not under consideration at the time this agency submitted its Regulatory Agenda for publication in the Register.

Regulatory Impact Statement

1. Statutory Authority:

The Chair of the Workers' Compensation Board (Chair) is authorized to

amend Part 324 of Title 12 NYCRR. Workers' Compensation Law (WCL) § 117 (1) authorizes the Chair to make reasonable regulations consistent with the provisions of the WCL. WCL § 141 authorizes the Chair to enforce all provisions of the chapter and make administrative regulations and orders providing in part for the receipt, indexing, and examining of all notices, claims and reports.

WCL § 221 authorizes the Chair to adopt rules and regulations to carry out the provisions of Article 9, including Paid Family Leave.

2. Legislative Objectives:

The Chair of Workers' Compensation Board is authorized to adopt reasonable rules consistent with and supplemental to the Workers' Compensation Law (Workers' Compensation Law §§ 117[1] and 141).

The purpose of the Paid Family Leave Act in Chapter 54 of the Laws of 2016, effective April 1, 2016, was to provide financial stability while caring for a family member. Consistent with Workers' Compensation Law § 221, the Chair is authorized to adopt rules and regulations to implement Article 9, including paid family leave.

3. Needs and Benefits:

Providing a measure of financial stability to employees in New York as they care for a sick or injured family member allows employees to both care for their families and return to their job when the leave is over. Prior to January 1, 2021, section 380-2.5(c)(2) of Title 12 NYCRR helped accomplish this goal by providing all eligible employees with the same maximum number of days of intermittent leave. However, the existing maximum of 60 days of intermittent for all employees became less equitable beginning January 1, 2021 when the benefit amount increased to 12 weeks in a 52 week period – employees who work six or seven days a week would still be limited to 60 days of intermittent leave without the proposed amendment. The proposed amendment makes clear that the number of intermittent days of paid family leave an employee is entitled to is calculated using the average number of days they work per week.

4. Costs:

While there may be a slight increased cost for insurance carriers to pay out additional days of intermittent leave, it is expected to be a very small increase – the increased days in the proposal apply only to employees who work six or seven days a week, and only when those employees are taking paid family leave intermittently.

Because employees pay for the PFL benefit themselves through payroll deductions, the cost of the benefit for those employees working six or seven days a week actually decreases if they take intermittent leave, since their payroll contribution in either case is still based on their entire wages. The amendment conforms to all other employees and removes an inequity for those employees, ensuring they get the same benefit rate as all other employees.

5. Local Government Mandates:

The rule only imposes a mandate on local governments that are self-insured or that own and/or operate a hospital. The mandates on local governments are the same as those imposed on private self-insured employers and insurance carriers to pay or deny requests for paid family leave using the updated maximum number of intermittent days in the proposal.

6. Paperwork:

The proposed amendments to the regulations should not affect paperwork associated with paid family leave. The request for PFL and proof remain unchanged – the proposal simply changes the number of intermittent days an employee can take if they work six or seven days a week to conform to the already existing rules for employees who work one to five days a week.

7. Duplication:

The proposed regulation does not duplicate or conflict with any state or federal requirements.

8. Alternatives:

One alternative was to not update this regulation for the increased benefit rate in 2021. However, this would be unfair.

9. Federal Standards:

There are no federal standards applicable to this proposed regulation.

10. Compliance Schedule:

The regulation will take effect upon adoption.

Regulatory Flexibility Analysis

1. Effect of rule:

The impact on the State Insurance Fund and all private insurance carriers is not covered in this document as they are not small businesses. Group self-insured trusts and third-party administrators hired by private insurance carriers may be small businesses, and these businesses may be slightly impacted by this regulation, as employees who work six or seven days a week will have slightly more intermittent PFL days available to them to provide equity for all eligible employees. Local governments are not subject to the PFL law, but if they have opted in to provide PFL, they will have to comply with the regulation as well.

2. Compliance requirements:

The proposed rule does not impose new compliance requirements on the small businesses and local governments described above – the proposal simply clarifies that the amount of intermittent PFL days eligible employees can take.

3. Professional services:

Small businesses and local governments affected by the rule will not need any new professional services to comply with this rule.

4. Compliance costs:

The proposed amendments should have no compliance costs associated with them, as the application process and general eligibility requirements remain unchanged. There may be a slight cost to self-insured employers and small municipalities that have opted in, since employees who work six or seven days a week will have a slight increase in the number of intermittent leave days available to them, but employees pay for the benefits themselves through payroll deductions, so the amendment simply puts these employees on equitable footing as all other eligible employees.

5. Economic and technological feasibility: It is economically and technologically feasible for small businesses and local governments to comply with the proposed amendments. The proposed amendments do not add any technological requirements or economic challenges from the current PFL program.

6. Minimizing adverse impact: As stated above, the implementation of the proposed amendments is proposed in order to reflect the fact that employees who work six or seven days a week pay the same percentage in deductions for PFL, and the amendment minimizes adverse impact by ensuring they will be able to take the same rate of leave as every other eligible employee.

7. Small business and local government participation: The Board will duly consider comments from any small businesses or local governments during the public comment period.

The Board does not have a small employer or municipality database, but has sent an electronic communication describing the proposal to self-insured employer subscribers on May 7, 2021.

Rural Area Flexibility Analysis

1. Types and estimated numbers of rural areas:

The amendment of 12 NYCRR 380-2.5(c) will apply to all covered employers and insurance carriers, etc. as well as all public employers that have opted in for PFL. These types of employers exist throughout the state, including all rural areas.

2. Reporting, recordkeeping and other compliance requirements; and professional services:

The application process and general eligibility requirements remain the same for PFL, so there are no new recordkeeping or reporting requirements associated with this amendment.

3. Costs:

There may be a slight cost to self-insured employers and small municipalities that have opted in, since employees who work six or seven days a week will have a slight increase in the number of intermittent leave days available to them, but employees pay for the benefits themselves through payroll deductions, so the amendment simply puts these employees on equitable footing as all other eligible employees.

4. Minimizing adverse impact:

The implementation of the proposed amendments is proposed in order to reflect the fact that employees who work six or seven days a week pay the same percentage in deductions for PFL, and the amendment minimizes adverse impact by ensuring they will be able to take the same rate of leave as every other eligible employee.

5. Rural area participation:

The proposal will be available for public comment on the Board's website and in the State Register, and the Board will duly consider all public comments received.

Job Impact Statement

The proposed rule will not have an adverse impact on jobs. The proposed rule amends Section 380-2.5(c)(2) of Title 12 NYCRR to reflect the maximum intermittent leave days available to all employees, including those working six or seven days a week.

The rule does not eliminate any existing process, procedure, or program, and will not result in an adverse impact on jobs.

HEARINGS SCHEDULED FOR PROPOSED RULE MAKINGS

Agency I.D. No.	Subject Matter	Location—Date—Time
Environmental Conservation, Department of		
ENV-19-21-00001-P	Set Monitoring, Operational and Reporting Requirements for the Oil and Natural Gas Sector	<p>Electronic webinar—July 20, 2021, 2:00 p.m. and 6:00 p.m.</p> <p>Instructions on how to “join” the hearing webinar and provide an oral statement will be published on the Department’s proposed regulations webpage for 6 NYCRR Part 203 by May 12, 2021. The proposed regulations webpage for 6 NYCRR Part 203 may be accessed at: https://www.dec.ny.gov/regulations/propregulations.html</p> <p>Persons who wish to receive the instructions by mail or telephone may call the Department at (518) 402-9003. Please provide your first and last name, address, and telephone number and reference the Part 203 public comment hearing.</p> <p>The Department will provide interpreter services for hearing impaired persons, and language interpreter services for individuals with difficulty understanding or reading English, at no charge upon written request submitted no later than June 29, 2021. The written request must be addressed to ALJ Lara Q. Olivieri, NYS DEC Office of Hearings and Mediation Services, 625 Broadway, 1st Floor, Albany, NY 12233-1550 or emailed to ALJ Olivieri at: ohms@dec.ny.gov</p>
Liquor Authority, State		
LQR-12-21-00005-P	Minimum Curriculum Requirements for ATAP Schools	163 W. 125th St. New York, NY—June 9, 2021, 10:00 a.m.
Long Island Power Authority		
LPA-14-21-00010-P	To Increase Participation in the NYSEDA GJGNY On-Bill Loan Installment Program	Virtual (link will be on LIPA website)—June 7, 2021, 10:00 a.m. and 2:00 p.m.
Public Service Commission		
PSC-19-21-00009-P	Major Electric Rate Filing	<p>Teleconference—July 12, 2021, 10:30 a.m. and continuing daily as needed. (Evidentiary Hearing)*</p> <p>*On occasion, there are requests to reschedule or postpone hearing dates. If such a request is granted, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 21-E-0074.</p>
PSC-19-21-00012-P	Major Gas Rate Filing	<p>Teleconference—July 12, 2021, 10:30 a.m. and continuing daily as needed. (Evidentiary Hearing)*</p> <p>*On occasion, there are requests to reschedule or postpone hearing dates. If such a request is granted, notification of any subsequent scheduling changes will be available at the DPS website (www.dps.ny.gov) under Case 21-G-0073.</p>

State, Department of

DOS-12-21-00010-P.....	New York State Uniform Fire Prevention and Building Code (Uniform Code)	99 Washington Ave., Rm. 505, Albany NY— May 27, 2021, 10:00 a.m. Due to the ongoing pandemic, the public hearing scheduled to accept public comments may be held virtually only. Instructions for attendance online or by phone will be provided on the Department of State's Division of Building Standards and Codes' website at https://dos.ny.gov/notice-proposed-rule-making at least fourteen (14) days prior to the public hearing.
DOS-19-21-00014-P.....	Minimum Standards for Administration and Enforcement of the Uniform Code and Energy Code	99 Washington Ave., Rm. 505, Albany, NY— July 15, 2021, 10:00 a.m. Due to the ongoing pandemic, the public hearing scheduled to accept public comments may be held virtually only. Instructions for attendance online or by phone will be provided on the Department of State's Division of Building Standards and Codes' website at https://dos.ny.gov/notice-proposed-rule-making at least fourteen (14) days prior to the public hearing.

ACTION PENDING INDEX

The action pending index is a list of all proposed rules which are currently being considered for adoption. A proposed rule is added to the index when the notice of proposed rule making is first published in the *Register*. A proposed rule is removed from the index when any of the following occur: (1) the proposal is adopted as a permanent rule; (2) the proposal is rejected and withdrawn from consideration; or (3) the proposal's notice expires.

Most notices expire in approximately 12 months if the agency does not adopt or reject the proposal within that time. The expiration date is printed in the second column of the action pending index. Some notices, however, never expire. Those notices are identified by the word "exempt" in the second column. Actions pending for one year or more are preceded by an asterisk(*).

For additional information concerning any of the proposals

listed in the action pending index, use the identification number to locate the text of the original notice of proposed rule making. The identification number contains a code which identifies the agency, the issue of the *Register* in which the notice was printed, the year in which the notice was printed and the notice's serial number. The following diagram shows how to read identification number codes.

Agency code	Issue number	Year published	Serial number	Action Code
AAM	01	12	00001	P

Action codes: P — proposed rule making; EP — emergency and proposed rule making (expiration date refers to proposed rule); RP — revised rule making

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
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AGRICULTURE AND MARKETS, DEPARTMENT OF

*AAM-12-20-00006-P	07/24/21	Calibrating and testing of certain weights and measures standards and devices.	To allow the Dept. to increase the fees it charges in calibrating and testing certain weights & measures standards and devices.
AAM-21-21-00021-EP	05/26/22	Control of the European Cherry Fruit Fly	To help control the spread of the European Cherry Fruit Fly (ECFF), which renders cherries unmarketable if they are infested

ALCOHOLISM AND SUBSTANCE ABUSE SERVICES, OFFICE OF

ASA-28-20-00013-P	07/24/21	Patient Rights	To set-forth the minimum regulatory requirements for patient rights in OASAS certified, funded or otherwise authorized programs
ASA-28-20-00016-P	07/24/21	Designated Services	To set-forth the minimum regulatory requirements for certified programs to seek an Office designation

CHILDREN AND FAMILY SERVICES, OFFICE OF

*CFS-04-20-00009-P	07/24/21	Host Family Homes	The proposed regulations would establish standards for the approval and administration of host family homes.
CFS-49-20-00006-EP	12/09/21	Maintenance reimbursement for residential CSE programs when a student has been absent from the program for more than 15 days.	Remove an existing regulatory barrier that precludes maintenance reimbursement for residential CSE programs.

CIVIL SERVICE, DEPARTMENT OF

*CVS-06-20-00004-P	07/24/21	Jurisdictional Classification	To classify positions in the non-competitive class
*CVS-13-20-00002-P	07/24/21	Supplemental military leave benefits	To extend the availability of supplemental military leave benefits for certain New York State employees until December 31, 2020

Action Pending Index

NYS Register/May 26, 2021

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
*CVS-13-20-00009-P	07/24/21	Jurisdictional Classification	To classify positions in the exempt class
*CVS-13-20-00010-P	07/24/21	Jurisdictional Classification	To classify positions in the non-competitive class
*CVS-13-20-00011-P	07/24/21	Jurisdictional Classification	To delete positions from the exempt class
*CVS-13-20-00012-P	07/24/21	Jurisdictional Classification	To delete positions from the non-competitive class
*CVS-13-20-00013-P	07/24/21	Jurisdictional Classification	To classify a position in the non-competitive class
*CVS-13-20-00015-P	07/24/21	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
*CVS-13-20-00016-P	07/24/21	Jurisdictional Classification	To classify positions in the exempt class
CVS-24-20-00002-P	07/24/21	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-24-20-00003-P	07/24/21	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-24-20-00004-P	07/24/21	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-24-20-00005-P	07/24/21	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-24-20-00006-P	07/24/21	Jurisdictional Classification	To classify positions in the exempt class
CVS-24-20-00007-P	07/24/21	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-24-20-00008-P	07/24/21	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-24-20-00009-P	07/24/21	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-24-20-00010-P	07/24/21	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-28-20-00004-P	07/24/21	Jurisdictional Classification	To classify positions in the exempt class
CVS-28-20-00005-P	07/24/21	Jurisdictional Classification	To classify a position in the exempt class
CVS-28-20-00006-P	07/24/21	Jurisdictional Classification	To classify a position in the exempt class
CVS-28-20-00007-P	07/24/21	Jurisdictional Classification	To delete a position from the exempt class
CVS-28-20-00008-P	07/24/21	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-28-20-00009-P	07/24/21	Jurisdictional Classification	To classify a position in the non-competitive class

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-28-20-00010-P	07/24/21	Jurisdictional Classification	To classify positions in the non-competitive class.
CVS-28-20-00011-P	07/24/21	Jurisdictional Classification	To delete positions from and classify positions in the non-competitive class
CVS-28-20-00012-P	07/24/21	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-32-20-00003-P	08/12/21	Jurisdictional Classification	To classify a position in the exempt class
CVS-32-20-00004-P	08/12/21	Jurisdictional Classification	To classify positions in the exempt and the non-competitive classes
CVS-32-20-00005-P	08/12/21	Jurisdictional Classification	To classify a position in the exempt class
CVS-32-20-00006-P	08/12/21	Jurisdictional Classification	To classify a position in the exempt class
CVS-41-20-00002-P	10/14/21	Jurisdictional Classification	To delete positions from and to classify a subheading and positions in the exempt class
CVS-41-20-00003-P	10/14/21	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-41-20-00004-P	10/14/21	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-41-20-00005-P	10/14/21	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-41-20-00006-P	10/14/21	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-41-20-00007-P	10/14/21	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-49-20-00002-P	12/09/21	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-49-20-00003-P	12/09/21	Jurisdictional Classification	To delete positions from and classify positions in the exempt class.
CVS-49-20-00004-P	12/09/21	Jurisdictional Classification	To classify positions in the exempt class.
CVS-49-20-00005-P	12/09/21	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-02-21-00001-P	01/13/22	Jurisdictional Classification	To classify positions in the exempt class
CVS-02-21-00002-P	01/13/22	Jurisdictional Classification	To classify positions in the exempt class
CVS-02-21-00003-P	01/13/22	Jurisdictional Classification	To classify a position in the exempt class
CVS-06-21-00001-P	02/10/22	Jurisdictional Classification	To delete positions from and classify positions in the exempt class and to classify positions in the non-competitive class
CVS-06-21-00002-P	02/10/22	Jurisdictional Classification	To classify positions in the exempt class

Action Pending Index**NYS Register/May 26, 2021**

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
CIVIL SERVICE, DEPARTMENT OF			
CVS-06-21-00003-P	02/10/22	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-06-21-00004-P	02/10/22	Jurisdictional Classification	To delete positions from the non-competitive class
CVS-06-21-00005-P	02/10/22	Jurisdictional Classification	To classify a position in the non-competitive class
CVS-10-21-00001-P	03/10/22	Jurisdictional Classification	To delete a subheading and positions from and to classify a subheading and positions in the exempt and non-competitive classes
CVS-10-21-00002-P	03/10/22	Jurisdictional Classification	To classify a position in the exempt class and to classify a position from the non-competitive class
CVS-10-21-00003-P	03/10/22	Jurisdictional Classification	To classify a position in the exempt class
CVS-10-21-00004-P	03/10/22	Jurisdictional Classification	To classify a position in the exempt class
CVS-10-21-00005-P	03/10/22	Jurisdictional Classification	To classify a position in the exempt class
CVS-13-21-00005-P	03/31/22	Jurisdictional Classification	To classify a position in the exempt class
CVS-13-21-00006-P	03/31/22	Jurisdictional Classification	To classify a position in the exempt class
CVS-13-21-00007-P	03/31/22	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-13-21-00008-P	03/31/22	Jurisdictional Classification	To classify positions in the exempt class
CVS-14-21-00001-P	04/07/22	Juneteenth Holiday	To add Juneteenth to the listing of holidays in the Attendance Rules
CVS-14-21-00002-P	04/07/22	Supplemental military leave benefits	To extend the availability of supplemental military leave benefits for certain New York State employees until December 31, 2021
CVS-19-21-00003-P	05/12/22	Jurisdictional Classification	To delete a position from and classify a position in the exempt class
CVS-19-21-00004-P	05/12/22	Jurisdictional Classification	To classify positions in the non-competitive class
CVS-19-21-00005-P	05/12/22	Jurisdictional Classification	To delete a position from and classify positions in the non-competitive class

COMMISSIONER OF PILOTS, BOARD OF

COP-12-21-00001-P	03/24/22	Updating the current website address; changing terminology regarding credentials and; changing age range for acceptance	To provide current information and allow for a more practical admission procedure reflecting modern reality
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CORRECTIONS AND COMMUNITY SUPERVISION, DEPARTMENT OF

CCS-34-20-00001-P	08/26/21	Family Reunion Program	To clarify for logic and consistency, and make additional changes to the current Family Reunion Program
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Agency I.D. No.	Expires	Subject Matter	Purpose of Action
ECONOMIC DEVELOPMENT, DEPARTMENT OF			
EDV-48-20-00001-P	12/02/21	Employee Training Incentive Program	To update the administrative processes for the ETIP program
EDUCATION DEPARTMENT			
*EDU-17-19-00008-P	07/24/21	To require study in language acquisition and literacy development of English language learners in certain teacher preparation	To ensure that newly certified teachers enter the workforce fully prepared to serve our ELL population
*EDU-27-19-00010-P	07/24/21	Substantially Equivalent Instruction for Nonpublic School Students	Provide guidance to local school authorities to assist them in fulfilling their responsibilities under the Compulsory Ed Law
*EDU-20-20-00008-ERP	08/18/21	Addressing the COVID-19 Crisis	To provide flexibility for certain regulatory requirements in response to the COVID-19 crisis
EDU-08-21-00001-EP	02/24/22	Providing Flexibility Relating to Higher Education Regulatory Requirements in Response to the COVID-19 Crisis	To provide flexibility for certain higher education related regulatory requirements in response to the COVID-19 crisis
EDU-08-21-00002-P	02/24/22	The Definition of the Term "University"	To clarify and broaden the definition of the term "university"
EDU-13-21-00011-EP	03/31/22	Licensure requirements for Land Surveyors	Adding and amending licensure requirements for Land Surveyors
EDU-13-21-00012-P	03/31/22	Renaming the Languages Other Than English (LOTE) learning standards to "World Languages"	To rename the LOTE learning standards to "World Languages" and corresponding changes to the certificate title and tenure titles
EDU-13-21-00013-P	03/31/22	Eligibility of School Psychology Candidates for the Internship Certificate	To allow candidates enrolled in registered school psychology programs to be eligible for the Internship certificate
EDU-13-21-00014-EP	03/31/22	Addressing the COVID-19 Crisis	To provide regulatory flexibility in response to the COVID-19 crisis
EDU-17-21-00009-EP	04/28/22	Including Emergency Protocols in District-Wide School Safety Plans	To implement Chapter 168 of the Laws of 2020, as amended by Chapter 30 of the Laws of 2021
EDU-17-21-00010-EP	04/28/22	Students' Eligibility to Participate in Interscholastic Competition Until the Conclusion of the Interscholastic Spring Season	To ensure that eligible students are able to complete their interscholastic athletic spring season the year they graduate
EDU-17-21-00011-P	04/28/22	Education Law 310 Appeals to the Commissioner and Initiation Conduct of Proceedings for the Removal of School Officers	To make technical changes and other clarifying amendments to section 310 appeal procedures and requirements
EDU-17-21-00012-EP	04/28/22	Extending the edTPA Safety Net in Response to the COVID-19 Crisis	To extend the edTPA safety net in response to the COVID-19 crisis
EDU-21-21-00006-P	05/26/22	Civic Readiness Pathway to Graduation and the New York State Seal of Civic Readiness	To establish the civic readiness pathway to graduation and the New York State Seal of Civic Readiness
EDU-21-21-00007-EP	05/26/22	Providing flexibility for hands-only CPR instruction, the NYS Seal of Biliteracy, and health examinations and certificates	To provide regulatory flexibility in response to the COVID-19 crisis

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
EDUCATION DEPARTMENT			
EDU-21-21-00008-P	05/26/22	Requirements for Chiropractic Education Programs and Education Requirements for Licensure as a Chiropractor	To conform the Commissioner's regulations to national education standards for postsecondary education
EDU-21-21-00009-P	05/26/22	School Counselor Bilingual & Supplementary Bilingual Education Extension & Registration Requirements	To create the bilingual education extension, supplementary bilingual education extension, and registration requirements for programs leading to the bilingual education extension for initial and professional school counselor certificates
EDU-21-21-00010-P	05/26/22	Adding the Doctor of Business Administration (D.B.A.) Degree and Master of Theological Studies (M.T.S.) Degree in New York State	To add the D.B.A. degree and M.T.S. degree in New York State
ELECTIONS, STATE BOARD OF			
SBE-13-21-00015-P	03/31/22	Implementation of Cyber Security Requirements for Local Boards of Elections	Requires that that every county board of elections adhere to a minimum level of cyber-security standards
ENVIRONMENTAL CONSERVATION, DEPARTMENT OF			
ENV-01-21-00003-ERP	01/06/22	Regulations governing recreational fishing for striped bass	To require circle hooks when fishing recreationally for striped bass using bait
ENV-03-21-00010-P	03/23/22	Application of Site-Specific Criteria to Class I and Class SD Waters	Add site-specific criteria to Class I and SD waters to provide additional water quality protection of the existing best uses
ENV-04-21-00007-P	03/30/22	Chlorpyrifos prohibition	Prohibit distribution, sale, purchase, possession, or use of pesticides that contain the active ingredient chlorpyrifos
ENV-04-21-00008-P	04/07/22	Food Donation and Food Scraps Recycling	Required by Title 22 of Article 27, the rule increases food donation and the recycling of food scraps through composting
ENV-12-21-00004-P	03/24/22	Public use of Wildlife Management Areas, and areas with special regulations	To ensure that public use of WMAs and other sites does not interfere or conflict with intended purposes of those areas
ENV-16-21-00012-P	04/21/22	Regulations governing whelk management	To protect immature whelk from harvest and establish gear and reporting rules for marine resource protection and public safety
ENV-19-21-00001-P	07/20/22	Set monitoring, operational and reporting requirements for the oil and natural gas sector	Reduce emissions of methane and volatile organic compounds from the oil and natural gas sector
FINANCIAL SERVICES, DEPARTMENT OF			
*DFS-17-16-00003-P	exempt	Plan of Conversion by Commercial Travelers Mutual Insurance Company	To convert a mutual accident and health insurance company to a stock accident and health insurance company
*DFS-25-18-00006-P	exempt	Plan of Conversion by Medical Liability Mutual Insurance Company	To convert a mutual property and casualty insurance company to a stock property and casualty insurance company

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
FINANCIAL SERVICES, DEPARTMENT OF			
*DFS-43-19-00017-RP	07/28/21	Independent Dispute Resolution for Emergency Services and Surprise Bills	To require notices and consumer disclosure information related to surprise bills and bills for emergency service to be provided
DFS-49-20-00011-P	12/09/21	Credit for Reinsurance	To conform to covered agreements entered into between the US and EU and the US and UK, and implement NAIC models.
DFS-09-21-00010-P	03/03/22	Notice to Employees Concerning Termination of Group and Health Insurance Policies, etc.	To make technical changes; comport with statutes; update office addresses; correct citations; etc.
DFS-13-21-00001-P	03/31/22	Enterprise Risk Management and Own Risk and Solvency Assessment	To require an entity subject to the rule to describe its ERM function in its enterprise risk report, among other things
DFS-14-21-00007-P	04/07/22	Public Adjusters	To update the rule regarding public adjusters, including to conform to Chapter 546 of the Laws of 2013
GAMING COMMISSION, NEW YORK STATE			
SGC-34-20-00009-P	08/26/21	Qualification time in harness racing	To improve harness pari-mutuel wagering and generate reasonable revenue for the support of government
SGC-50-20-00007-P	12/16/21	Contactless payment methods for chances in charitable gaming	To promote public health and support of organizations authorized to operate games of chance
SGC-09-21-00011-P	03/03/22	Restrictions on clenbuterol use in Thoroughbred racing	To improve integrity, health and safety of Thoroughbred horse racing
SGC-09-21-00012-P	03/03/22	Thresholds for controlled therapeutic medications in horse racing	To preserve the integrity of pari-mutuel racing while generating reasonable revenue for the support of government
SGC-09-21-00013-P	03/03/22	Casino table game rules	To set forth the practices and procedures for the conduct and operation of table games
SGC-09-21-00014-P	03/03/22	Lasix administrations on race day	To enhance the safety and integrity of pari-mutuel racing
SGC-09-21-00015-P	03/03/22	Regulation of bingo	To conform bingo rules to current statutes, including allowing payment for bingo opportunity by check
SGC-17-21-00001-P	04/28/22	Time, place and manner of Powerball drawings	To provide that the time, place and manner of Powerball drawings will be as authorized by the Multi-State Lottery Association
HEALTH, DEPARTMENT OF			
*HLT-14-94-00006-P	exempt	Payment methodology for HIV/AIDS outpatient services	To expand the current payment to incorporate pricing for services
*HLT-36-19-00006-P	07/24/21	Limits on Executive Compensation	Removes "Soft Cap" prohibition on covered executive salaries.
*HLT-46-19-00003-P	07/24/21	Tanning Facilities	To prohibit the use of indoor tanning facilities by individuals less than 18 years of age

Action Pending Index

NYS Register/May 26, 2021

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
HEALTH, DEPARTMENT OF			
*HLT-47-19-00008-P	07/24/21	Hospital Medical Staff - Limited Permit Holders	To repeal extra years of training required for limited permit holders to work in New York State hospitals.
*HLT-51-19-00001-P	07/24/21	Women, Infants and Children (WIC) Program	To support implementation of eWIC; clarify rules for violations, penalties & hearings & conform vendor authorization criteria.
*HLT-04-20-00003-P	07/24/21	Applied Behavior Analysis	To include Applied Behavior Analysis in the Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) benefit.
*HLT-04-20-00011-P	07/24/21	Nursing Home Case Mix Rationalization	To authorize the Department of Health to change the case mix acuity process for all nursing homes.
*HLT-11-20-00003-P	07/24/21	Adult Day Health Care (ADHC)	To allow for reimbursement of real property leases in certain situations when used for operations of an ADHC program
HLT-27-20-00006-P	07/24/21	Medicaid Managed Care State Fair Hearings and External Appeals Processes and Standards	To address & clarify rules of procedure & presentation of evidence for Medicaid managed care fair hearings & external appeals
HLT-28-20-00019-RP	07/24/21	Personal Care Services (PCS) and Consumer Directed Personal Assistance Program (CDPAP)	To implement a revised assessment process and eligibility criteria for PCS and CDPAP
HLT-31-20-00012-EP	exempt	Hospital Non-comparable Ambulance Acute Rate Add-on	Prevents duplicate claiming by Article 28 hospitals for the ambulance add-on regarding participation in the program
HLT-38-20-00006-P	09/23/21	Medicaid Transportation Program	Medicaid payment standards for emergency ambulance providers participating in an Emergency Triage, Treat & Transport (ET3) model
HLT-38-20-00008-ERP	09/23/21	Revise Requirements for Collection of Blood Components	To facilitate the availability of human blood components while maintaining safety
HLT-45-20-00002-P	11/10/21	Cannabinoid Hemp	To create a licensing framework for cannabinoid hemp processors and cannabinoid hemp retailers
HLT-05-21-00011-P	02/03/22	Ingredient Disclosures for Vapor Products and E-Cigarettes	To provide for enhanced public awareness of the chemicals used in vapor products and electronic cigarettes
HLT-07-21-00012-P	02/17/22	Rate Setting for Residential Habilitation in Community Residences and for Non-State Providers of Day Habilitation	To amend rate methodologies limiting payments to IRA providers to conform to provisions in approved waiver
HLT-09-21-00009-EP	03/03/22	Surrogacy Programs and Assisted Reproduction Service Providers	To license and regulate surrogacy programs
HLT-19-21-00002-EP	05/12/22	Meeting Space in Transitional Adult Homes	Establish criteria for suitable meeting space to ensure privacy in conversations and submit a compliance plan to the Department

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
HOMELAND SECURITY AND EMERGENCY SERVICES, DIVISION OF			
HES-08-21-00007-P	02/24/22	Minimum qualifications for certain fire chiefs	Minimum qualifications for fire chiefs subject to Civil Service Law Section 58-a and General Municipal Law section 204-dd
HUMAN RIGHTS, DIVISION OF			
HRT-15-21-00005-P	04/14/22	Notice of tenants' rights to reasonable modifications and accommodations for persons with disabilities	To comply with the requirements of Executive Law section 170-d
JOINT COMMISSION ON PUBLIC ETHICS, NEW YORK STATE			
JPE-21-21-00002-P	05/26/22	Records access	To update regulations governing records access
LABOR, DEPARTMENT OF			
*LAB-46-19-00004-P	07/24/21	NY State Public Employees Occupational Safety and Health Standards	To incorporate by reference updates to OSHA standards into the NY State Public Employee Occupational Safety and Health Standards
LAB-49-20-00012-P	12/09/21	Sick Leave Requirements	To provide definitions and standards for the sick leave requirements contained in Section 196-b of the Labor Law
LAB-05-21-00003-EP	02/03/22	Unemployment Insurance (UI) definition of "day of total unemployment"	To prevent an additional financial burden on UI claimants seeking part-time work opportunities and help employers obtain talent
LAW, DEPARTMENT OF			
*LAW-18-20-00002-P	05/06/21	Designation of a Privacy Officer	Removal of a named Privacy Officer., along with their contact information
LIQUOR AUTHORITY, STATE			
LQR-12-21-00005-P	06/09/22	Minimum curriculum requirements for ATAP schools	To add information regarding sexual violence prevention to minimum curriculum requirements for ATAP schools
LONG ISLAND POWER AUTHORITY			
*LPA-08-01-00003-P	exempt	Pole attachments and related matters	To approve revisions to the authority's tariff
*LPA-41-02-00005-P	exempt	Tariff for electric service	To revise the tariff for electric service
*LPA-04-06-00007-P	exempt	Tariff for electric service	To adopt provisions of a ratepayer protection plan
*LPA-03-10-00004-P	exempt	Residential late payment charges	To extend the application of late payment charges to residential customers
*LPA-15-18-00013-P	exempt	Outdoor area lighting	To add an option and pricing for efficient LED lamps to the Authority's outdoor area lighting

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
LONG ISLAND POWER AUTHORITY			
*LPA-37-18-00013-P	..... exempt	The net energy metering provisions of the Authority's Tariff for Electric Service	To implement PSC guidance increasing eligibility for value stack compensation to larger projects
*LPA-37-18-00017-P	..... exempt	The treatment of electric vehicle charging in the Authority's Tariff for Electric Service.	To effectuate the outcome of the Public Service Commission's proceeding on electric vehicle supply equipment.
*LPA-37-18-00018-P	..... exempt	The treatment of energy storage in the Authority's Tariff for Electric Service.	To effectuate the outcome of the Public Service Commission's proceeding on the NY Energy Storage Roadmap.
*LPA-09-20-00010-P	..... exempt	To update and implement latest requirements for ESCOs proposing to do business within the Authority's service territory.	To strengthen customer protections and be consistent with Public Service Commission orders on retail energy markets.
LPA-28-20-00033-EP	..... exempt	LIPA's late payment charges, reconnection charges, and low-income customer discount enrollment	To allow waiver of late payment and reconnection charges and extend the grace period for re-enrolling in customer bill discounts
LPA-37-20-00013-EP	..... exempt	The terms of deferred payment agreements available to LIPA's commercial customers	To expand eligibility for and ease the terms of deferred payment agreements for LIPA's commercial customers
LPA-12-21-00011-P	..... exempt	LIPA's Long Island Choice (retail choice) tariff	To simplify and improve Long Island Choice based on stakeholder collaborative input
LPA-14-21-00010-P	..... exempt	To increase participation in the NYSEDA GJGNY On-Bill Loan Installment program	To provide low-cost on-bill financing for customers investing in energy efficiency, DERs, and beneficial electrification
LONG ISLAND RAILROAD COMPANY			
LIR-39-20-00005-ERP	..... 09/30/21	Requiring wearing masks over the nose and mouth when using terminals, stations, and trains operated by Long Island Rail Road	To safeguard the public health and safety on terminals, stations and trains operated by Long Island Rail Road
MANHATTAN AND BRONX SURFACE TRANSIT OPERATING AUTHORITY			
MBA-39-20-00007-EP	..... 09/30/21	Requiring mask wearing covering the nose and mouth when using facilities and conveyances operated by the MaBSTOA	To safeguard the public health and safety by amending existing rules to require use of masks when using the transit system
MENTAL HEALTH, OFFICE OF			
OMH-09-21-00001-EP	..... 03/03/22	Redesigning Residential Treatment Facilities (RTF)	To provide clarity and provide uniformity relating to RTF's and to implement Chapter 58 of the Laws of 2020
OMH-15-21-00001-EP	..... 04/14/22	Residential treatment facility leave of absence	Update requirements for leave of absence in RTFs; Implement State Plan Amendments effective 7/1/18 (attachment 4.16C (pg 2 & 3)
OMH-20-21-00006-P	..... 05/19/22	Establishment of Youth Assertive Community Treatment (ACT)	To include children in the populations eligible to receive ACT and other conforming changes

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
METRO-NORTH COMMUTER RAILROAD			
MCR-39-20-00004-EP	09/30/21	Requiring mask wearing covering the nose and mouth when using terminals, stations, and trains operated by Metro-North Railroad	To safeguard the public health and safety by amending the rules to require use of masks when using Metro-North facilities
METROPOLITAN TRANSPORTATION AGENCY			
MTA-39-20-00009-EP	09/30/21	Requiring mask wearing covering the nose and mouth when using the facilities and conveyances operated by MTA Bus Company	To safeguard the public health and safety by amending rules to require use of masks when using MTA Bus facilities and conveyance
MTA-16-21-00004-EP	04/21/22	Requiring mask wearing when using the facilities and conveyances of the MTA and its operating affiliates and subsidiaries	To safeguard the public health and safety by adding a new all-agency rule requiring the use of masks in facilities and conveyances
MOTOR VEHICLES, DEPARTMENT OF			
MTV-21-21-00001-P	05/26/22	Dealer Document Fee	Raises the dealer document fee from \$75 to \$175
NEW YORK CITY TRANSIT AUTHORITY			
NTA-39-20-00006-EP	09/30/21	Requiring mask wearing covering the nose and mouth when using facilities and conveyances operated by NYC Transit Authority	To safeguard the public health and safety by amending existing rules to require use of masks when using the transit system
NIAGARA FALLS WATER BOARD			
*NFW-04-13-00004-EP	exempt	Adoption of Rates, Fees and Charges	To pay for the increased costs necessary to operate, maintain and manage the system, and to achieve covenants with bondholders
*NFW-13-14-00006-EP	exempt	Adoption of Rates, Fees and Charges	To pay for increased costs necessary to operate, maintain and manage the system and to achieve covenants with the bondholders
OGDENSBURG BRIDGE AND PORT AUTHORITY			
*OBA-33-18-00019-P	exempt	Increase in Bridge Toll Structure	To increase bridge toll revenue in order to become financially self-supporting. Our bridge operations are resulting in deficit.
*OBA-07-19-00019-P	exempt	Increase in Bridge Toll Structure	To increase bridge toll revenue in order to become financially self-supporting. Our bridge operations are resulting in deficit
PEOPLE WITH DEVELOPMENTAL DISABILITIES, OFFICE FOR			
PDD-12-21-00007-P	03/24/22	Repeal and amendment to outdated rate regulations	Repeal and amendment to outdated rate regulations
PDD-15-21-00002-EP	04/14/22	Billing for Day Program Duration	To allow providers of day hab and site-based prevocational services to bill for day program duration with greater flexibility

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
POWER AUTHORITY OF THE STATE OF NEW YORK			
*PAS-01-10-00010-P	..... exempt	Rates for the sale of power and energy	Update ECSB Programs customers' service tariffs to streamline them/include additional required information
PUBLIC SERVICE COMMISSION			
*PSC-09-99-00012-P	..... exempt	Transfer of books and records by Citizens Utilities Company	To relocate Ogden Telephone Company's books and records out-of-state
*PSC-15-99-00011-P	..... exempt	Electronic tariff by Woodcliff Park Corp.	To replace the company's current tariff with an electronic tariff
*PSC-12-00-00001-P	..... exempt	Winter bundled sales service election date by Central Hudson Gas & Electric Corporation	To revise the date
*PSC-44-01-00005-P	..... exempt	Annual reconciliation of gas costs by Corning Natural Gas Corporation	To authorize the company to include certain gas costs
*PSC-07-02-00032-P	..... exempt	Uniform business practices	To consider modification
*PSC-36-03-00010-P	..... exempt	Performance assurance plan by Verizon New York	To consider changes
*PSC-40-03-00015-P	..... exempt	Receipt of payment of bills by St. Lawrence Gas Company	To revise the process
*PSC-41-03-00010-P	..... exempt	Annual reconciliation of gas expenses and gas cost recoveries	To consider filings of various LDCs and municipalities
*PSC-41-03-00011-P	..... exempt	Annual reconciliation of gas expenses and gas cost recoveries	To consider filings of various LDCs and municipalities
*PSC-44-03-00009-P	..... exempt	Retail access data between jurisdictional utilities	To accommodate changes in retail access market structure or commission mandates
*PSC-02-04-00008-P	..... exempt	Delivery rates for Con Edison's customers in New York City and Westchester County by the City of New York	To rehear the Nov. 25, 2003 order
*PSC-06-04-00009-P	..... exempt	Transfer of ownership interest by SCS Energy LLC and AE Investors LLC	To transfer interest in Steinway Creek Electric Generating Company LLC to AE Investors LLC
*PSC-10-04-00005-P	..... exempt	Temporary protective order	To consider adopting a protective order
*PSC-10-04-00008-P	..... exempt	Interconnection agreement between Verizon New York Inc. and VIC-RMTS-DC, L.L.C. d/b/a Verizon Avenue	To amend the agreement
*PSC-14-04-00008-P	..... exempt	Submetering of natural gas service to industrial and commercial customers by Hamburg Fairgrounds	To submeter gas service to commercial customers located at the Buffalo Speedway
*PSC-15-04-00022-P	..... exempt	Submetering of electricity by Glenn Gardens Associates, L.P.	To permit submetering at 175 W. 87th St., New York, NY
*PSC-21-04-00013-P	..... exempt	Verizon performance assurance plan by Metropolitan Telecommunications	To clarify the appropriate performance level
*PSC-22-04-00010-P	..... exempt	Approval of new types of electricity meters by Powell Power Electric Company	To permit the use of the PE-1250 electronic meter

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-22-04-00013-P	..... exempt	Major gas rate increase by Consolidated Edison Company of New York, Inc.	To increase annual gas revenues
*PSC-22-04-00016-P	..... exempt	Master metering of water by South Liberty Corporation	To waive the requirement for installation of separate water meters
*PSC-25-04-00012-P	..... exempt	Interconnection agreement between Frontier Communications of Ausable Valley, Inc., et al. and Sprint Communications Company, L.P.	To amend the agreement
*PSC-27-04-00008-P	..... exempt	Interconnection agreement between Verizon New York Inc. and various Verizon wireless affiliates	To amend the agreement
*PSC-27-04-00009-P	..... exempt	Interconnection agreement between Verizon New York Inc. and various Verizon wireless affiliates	To amend the agreement
*PSC-28-04-00006-P	..... exempt	Approval of loans by Dunkirk & Fredonia Telephone Company and Cassadaga Telephone Corporation	To authorize participation in the parent corporation's line of credit
*PSC-31-04-00023-P	..... exempt	Distributed generation service by Consolidated Edison Company of New York, Inc.	To provide an application form
*PSC-34-04-00031-P	..... exempt	Flat rate residential service by Emerald Green Lake Louise Marie Water Company, Inc.	To set appropriate level of permanent rates
*PSC-35-04-00017-P	..... exempt	Application form for distributed generation by Orange and Rockland Utilities, Inc.	To establish a new supplementary application form for customers
*PSC-43-04-00016-P	..... exempt	Accounts recievable by Rochester Gas and Electric Corporation	To include in its tariff provisions for the purchase of ESCO accounts recievable
*PSC-46-04-00012-P	..... exempt	Service application form by Consolidated Edison Company of New York, Inc.	To revise the form and make housekeeping changes
*PSC-46-04-00013-P	..... exempt	Rules and guidelines governing installation of metering equipment	To establish uniform statewide business practices
*PSC-02-05-00006-P	..... exempt	Violation of the July 22, 2004 order by Dutchess Estates Water Company, Inc.	To consider imposing remedial actions against the company and its owners, officers and directors
*PSC-09-05-00009-P	..... exempt	Submetering of natural gas service by Hamlet on Olde Oyster Bay	To consider submetering of natural gas to a commercial customer
*PSC-14-05-00006-P	..... exempt	Request for deferred accounting authorization by Freeport Electric Inc.	To defer expenses beyond the end of the fiscal year
*PSC-18-05-00009-P	..... exempt	Marketer Assignment Program by Consolidated Edison Company of New York, Inc.	To implement the program
*PSC-20-05-00028-P	..... exempt	Delivery point aggregation fee by Allied Frozen Storage, Inc.	To review the calculation of the fee
*PSC-25-05-00011-P	..... exempt	Metering, balancing and cashout provisions by Central Hudson Gas & Electric Corporation	To establish provisions for gas customers taking service under Service Classification Nos. 8, 9 and 11

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-27-05-00018-P	..... exempt	Annual reconciliation of gas costs by New York State Electric & Gas Corporation	To consider the manner in which the gas cost incentive mechanism has been applied
*PSC-41-05-00013-P	..... exempt	Annual reconciliation of gas expenses and gas cost recoveries by local distribution companies and municipalities	To consider the filings
*PSC-45-05-00011-P	..... exempt	Treatment of lost and unaccounted gas costs by Corning Natural Gas Corporation	To defer certain costs
*PSC-46-05-00015-P	..... exempt	Sale of real and personal property by the Brooklyn Union Gas Company d/b/a KeySpan Energy Delivery New York and Steel Arrow, LLC	To consider the sale
*PSC-47-05-00009-P	..... exempt	Transferral of gas supplies by Corning Natural Gas Corporation	To approve the transfer
*PSC-50-05-00008-P	..... exempt	Long-term debt by Saratoga Glen Hollow Water Supply Corp.	To obtain long-term debt
*PSC-04-06-00024-P	..... exempt	Transfer of ownership interests by Mirant NY-Gen LLC and Orange and Rockland Utilities, Inc.	To approve of the transfer
*PSC-06-06-00015-P	..... exempt	Gas curtailment policies and procedures	To examine the manner and extent to which gas curtailment policies and procedures should be modified and/or established
*PSC-07-06-00009-P	..... exempt	Modification of the current Environmental Disclosure Program	To include an attributes accounting system
*PSC-22-06-00019-P	..... exempt	Hourly pricing by National Grid	To assess the impacts
*PSC-22-06-00020-P	..... exempt	Hourly pricing by New York State Electric & Gas Corporation	To assess the impacts
*PSC-22-06-00021-P	..... exempt	Hourly pricing by Rochester Gas & Electric Corporation	To assess the impacts
*PSC-22-06-00022-P	..... exempt	Hourly pricing by Consolidated Edison Company of New York, Inc.	To assess the impacts
*PSC-22-06-00023-P	..... exempt	Hourly pricing by Orange and Rockland Utilities, Inc.	To assess the impacts
*PSC-24-06-00005-EP	..... exempt	Supplemental home energy assistance benefits	To extend the deadline to Central Hudson's low-income customers
*PSC-25-06-00017-P	..... exempt	Purchased power adjustment by Massena Electric Department	To revise the method of calculating the purchased power adjustment and update the factor of adjustment
*PSC-34-06-00009-P	..... exempt	Inter-carrier telephone service quality standards and metrics by the Carrier Working Group	To incorporate appropriate modifications
*PSC-37-06-00015-P	..... exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-37-06-00017-P	..... exempt	Procedures for estimation of customer bills by Rochester Gas and Electric Corporation	To consider estimation procedures
*PSC-43-06-00014-P	..... exempt	Electric delivery services by Strategic Power Management, Inc.	To determine the proper mechanism for the rate-recovery of costs
*PSC-04-07-00012-P	..... exempt	Petition for rehearing by Orange and Rockland Utilities, Inc.	To clarify the order
*PSC-06-07-00015-P	..... exempt	Meter reading and billing practices by Central Hudson Gas & Electric Corporation	To continue current meter reading and billing practices for electric service
*PSC-06-07-00020-P	..... exempt	Meter reading and billing practices by Central Hudson Gas & Electric Corporation	To continue current meter reading and billing practices for gas service
*PSC-11-07-00010-P	..... exempt	Investigation of the electric power outages by the Consolidated Edison Company of New York, Inc.	To implement the recommendations in the staff's investigation
*PSC-11-07-00011-P	..... exempt	Storm-related power outages by Consolidated Edison Company of New York, Inc.	To modify the company's response to power outages, the timing for any such changes and other related matters
*PSC-17-07-00008-P	..... exempt	Interconnection agreement between Verizon New York Inc. and BridgeCom International, Inc.	To amend the agreement
*PSC-18-07-00010-P	..... exempt	Existing electric generating stations by Independent Power Producers of New York, Inc.	To repower and upgrade existing electric generating stations owned by Rochester Gas and Electric Corporation
*PSC-20-07-00016-P	..... exempt	Tariff revisions and making rates permanent by New York State Electric & Gas Corporation	To seek rehearing
*PSC-21-07-00007-P	..... exempt	Natural Gas Supply and Acquisition Plan by Corning Natural Gas Corporation	To revise the rates, charges, rules and regulations for gas service
*PSC-22-07-00015-P	..... exempt	Demand Side Management Program by Consolidated Edison Company of New York, Inc.	To recover incremental program costs and lost revenue
*PSC-23-07-00022-P	..... exempt	Supplier, transportation, balancing and aggregation service by National Fuel Gas Distribution Corporation	To explicitly state in the company's tariff that the threshold level of elective upstream transmission capacity is a maximum of 112,600 Dth/day of marketer-provided upstream capacity
*PSC-24-07-00012-P	..... exempt	Gas Efficiency Program by the City of New York	To consider rehearing a decision establishing a Gas Efficiency Program
*PSC-39-07-00017-P	..... exempt	Gas bill issuance charge by New York State Electric & Gas Corporation	To create a gas bill issuance charge unbundled from delivery rates
*PSC-41-07-00009-P	..... exempt	Submetering of electricity rehearing	To seek reversal
*PSC-42-07-00012-P	..... exempt	Energy efficiency program by Orange and Rockland Utilities, Inc.	To consider any energy efficiency program for Orange and Rockland Utilities, Inc.'s electric service
*PSC-42-07-00013-P	..... exempt	Revenue decoupling by Orange and Rockland Utilities, Inc.	To consider a revenue decoupling mechanism for Orange and Rockland Utilities, Inc.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-45-07-00005-P	..... exempt	Customer incentive programs by Orange and Rockland Utilities, Inc.	To establish a tariff provision
*PSC-02-08-00006-P	..... exempt	Additional central office codes in the 315 area code region	To consider options for making additional codes
*PSC-03-08-00006-P	..... exempt	Rehearing of the accounting determinations	To grant or deny a petition for rehearing of the accounting determinations
*PSC-04-08-00010-P	..... exempt	Granting of easement rights on utility property by Central Hudson Gas & Electric Corporation	To grant easement rights to Millennium Pipeline Company, L.L.C.
*PSC-04-08-00012-P	..... exempt	Marketing practices of energy service companies by the Consumer Protection Board and New York City Department of Consumer Affairs	To consider modifying the commission's regulation over marketing practices of energy service companies
*PSC-08-08-00016-P	..... exempt	Transfer of ownership by Entergy Nuclear Fitzpatrick LLC, et al.	To consider the transfer
*PSC-12-08-00019-P	..... exempt	Extend the provisions of the existing electric rate plan by Rochester Gas and Electric Corporation	To consider the request
*PSC-12-08-00021-P	..... exempt	Extend the provisions of the existing gas rate plan by Rochester Gas and Electric Corporation	To consider the request
*PSC-13-08-00011-P	..... exempt	Waiver of commission policy and NYSEG tariff by Turner Engineering, PC	To grant or deny Turner's petition
*PSC-13-08-00012-P	..... exempt	Voltage drops by New York State Electric & Gas Corporation	To grant or deny the petition
*PSC-23-08-00008-P	..... exempt	Petition requesting rehearing and clarification of the commission's April 25, 2008 order denying petition of public utility law project	To consider whether to grant or deny, in whole or in part, the May 7, 2008 Public Utility Law Project (PULP) petition for rehearing and clarification of the commission's April 25, 2008 order denying petition of Public Utility Law Project
*PSC-25-08-00007-P	..... exempt	Policies and procedures regarding the selection of regulatory proposals to meet reliability needs	To establish policies and procedures regarding the selection of regulatory proposals to meet reliability needs
*PSC-25-08-00008-P	..... exempt	Report on Callable Load Opportunities	Rider U report assessing callable load opportunities in New York City and Westchester County during the next 10 years
*PSC-28-08-00004-P	..... exempt	Con Edison's procedure for providing customers access to their account information	To consider Con Edison's implementation plan and timetable for providing customers access to their account information
*PSC-31-08-00025-P	..... exempt	Recovery of reasonable DRS costs from the cost mitigation reserve (CMR)	To authorize recovery of the DRS costs from the CMR
*PSC-32-08-00009-P	..... exempt	The ESCO referral program for KEDNY to be implemented by October 1, 2008	To approve, reject or modify, in whole or in part, KEDNY's recommended ESCO referral program
*PSC-33-08-00008-P	..... exempt	Noble Allegany's request for lightened regulation	To consider Noble Allegany's request for lightened regulation as an electric corporation

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-36-08-00019-P	..... exempt	Land Transfer in the Borough of Manhattan, New York	To consider petition for transfer of real property to NYPH
*PSC-39-08-00010-P	..... exempt	RG&E's economic development plan and tariffs	Consideration of the approval of RG&E's economic development plan and tariffs
*PSC-40-08-00010-P	..... exempt	Loans from regulated company to its parent	To determine if the cash management program resulting in loans to the parent should be approved
*PSC-41-08-00009-P	..... exempt	Transfer of control of cable TV franchise	To determine if the transfer of control of Margaretville's cable TV subsidiary should be approved
*PSC-43-08-00014-P	..... exempt	Annual Reconciliation of Gas Expenses and Gas Cost Recoveries	The filings of various LDCs and municipalities regarding their Annual Reconciliation of Gas Expenses and Gas Cost Recoveries
*PSC-46-08-00008-P	..... exempt	Property transfer in the Village of Avon, New York	To consider a petition for the transfer of street lighting and attached equipment to the Village of Avon, New York
*PSC-46-08-00010-P	..... exempt	A transfer of indirect ownership interests in nuclear generation facilities	Consideration of approval of a transfer of indirect ownership interests in nuclear generation facilities
*PSC-46-08-00014-P	..... exempt	The attachment of cellular antennae to an electric transmission tower	To approve, reject or modify the request for permission to attach cellular antennae to an electric transmission tower
*PSC-48-08-00005-P	..... exempt	A National Grid high efficiency gas heating equipment rebate program	To expand eligibility to customers converting from oil to natural gas
*PSC-48-08-00008-P	..... exempt	Petition for the master metering and submetering of electricity	To consider the request of Bay City Metering, to master meter & submeter electricity at 345 E. 81st St., New York, New York
*PSC-48-08-00009-P	..... exempt	Petition for the submetering of electricity	To consider the request of PCV/ST to submeter electricity at Peter Cooper Village & Stuyvesant Town, New York, New York
*PSC-50-08-00018-P	..... exempt	Market Supply Charge	A study on the implementation of a revised Market Supply Charge
*PSC-51-08-00006-P	..... exempt	Commission's October 27, 2008 Order on Future of Retail Access Programs in Case 07-M-0458	To consider a Petition for rehearing of the Commission's October 27, 2008 Order in Case 07-M-0458
*PSC-51-08-00007-P	..... exempt	Commission's October 27, 2008 Order in Cases 98-M-1343, 07-M-1514 and 08-G-0078	To consider Petitions for rehearing of the Commission's October 27, 2008 Order in Cases 98-M-1343, 07-M-1514 and 08-G-0078
*PSC-53-08-00011-P	..... exempt	Use of deferred Rural Telephone Bank funds	To determine if the purchase of a softswitch by Hancock is an appropriate use of deferred Rural Telephone Bank funds
*PSC-53-08-00012-P	..... exempt	Transfer of permanent and temporary easements at 549-555 North Little Tor Road, New City, NY	Transfer of permanent and temporary easements at 549-555 North Little Tor Road, New City, NY
*PSC-53-08-00013-P	..... exempt	To transfer common stock and ownership	To consider transfer of common stock and ownership

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-01-09-00015-P	..... exempt	FCC decision to redefine service area of Citizens/Frontier	Review and consider FCC proposed redefinition of Citizens/Frontier service area
*PSC-02-09-00010-P	..... exempt	Competitive classification of independent local exchange company, and regulatory relief appropriate thereto	To determine if Chazy & Westport Telephone Corporation more appropriately belongs in scenario 1 rather than scenario 2
*PSC-05-09-00008-P	..... exempt	Revenue allocation, rate design, performance metrics, and other non-revenue requirement issues	To consider any remaining non-revenue requirement issues related to the Company's May 9, 2008 tariff filing
*PSC-05-09-00009-P	..... exempt	Numerous decisions involving the steam system including cost allocation, energy efficiency and capital projects	To consider the long term impacts on steam rates and on public policy of various options concerning the steam system
*PSC-06-09-00007-P	..... exempt	Interconnection of the networks between Frontier Comm. and WVT Communications for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Frontier Comm. and WVT Comm.
*PSC-07-09-00015-P	..... exempt	Transfer certain utility assets located in the Town of Montgomery from plant held for future use to non-utility property	To consider the request to transfer certain utility assets located in the Town of Montgomery to non-utility assets
*PSC-07-09-00017-P	..... exempt	Request for authorization to defer the incremental costs incurred in the restoration work resulting from the ice storm	To allow the company to defer the incremental costs incurred in the restoration work resulting from the ice storm
*PSC-07-09-00018-P	..... exempt	Whether to permit the submetering of natural gas service to an industrial and commercial customer at Cooper Union, New York, NY	To consider the request of Cooper Union, to submeter natural gas at 41 Cooper Square, New York, New York
*PSC-12-09-00010-P	..... exempt	Charges for commodity	To charge customers for commodity costs
*PSC-12-09-00012-P	..... exempt	Charges for commodity	To charge customers for commodity costs
*PSC-13-09-00008-P	..... exempt	Options for making additional central office codes available in the 718/347 numbering plan area	To consider options for making additional central office codes available in the 718/347 numbering plan area
*PSC-14-09-00014-P	..... exempt	The regulation of revenue requirements for municipal utilities by the Public Service Commission	To determine whether the regulation of revenue requirements for municipal utilities should be modified
*PSC-16-09-00010-P	..... exempt	Petition for the submetering of electricity	To consider the request of AMPS on behalf of Park Imperial to submeter electricity at 230 W. 56th Street, in New York, New York
*PSC-16-09-00020-P	..... exempt	Whether SUNY's core accounts should be exempt from the mandatory assignment of local distribution company (LDC) capacity	Whether SUNY's core accounts should be exempt from the mandatory assignment of local distribution company (LDC) capacity
*PSC-17-09-00010-P	..... exempt	Whether to permit the use of Elster REX2 solid state electric meter for use in residential and commercial accounts	To permit electric utilities in New York State to use the Elster REX2
*PSC-17-09-00011-P	..... exempt	Whether Brooklyn Navy Yard Cogeneration Partners, L.P. should be reimbursed by Con Edison for past and future use taxes	Whether Brooklyn Navy Yard Cogeneration Partners, L.P. should be reimbursed by Con Edison for past and future use taxes

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-17-09-00012-P	..... exempt	Petition for the submetering of gas at commercial property	To consider the request of Turner Construction, to submeter natural gas at 550 Short Ave., & 10 South St., Governors Island, NY
*PSC-17-09-00014-P	..... exempt	Benefit-cost framework for evaluating AMI programs prepared by the DPS Staff	To consider a benefit-cost framework for evaluating AMI programs prepared by the DPS Staff
*PSC-17-09-00015-P	..... exempt	The construction of a tower for wireless antennas on land owned by National Grid	To approve, reject or modify the petition to build a tower for wireless antennas in the Town of Onondaga
*PSC-18-09-00012-P	..... exempt	Petition for rehearing of Order approving the submetering of electricity	To consider the request of Frank Signore to rehear petition to submeter electricity at One City Place in White Plains, New York
*PSC-18-09-00013-P	..... exempt	Petition for the submetering of electricity	To consider the request of Living Opportunities of DePaul to submeter electricity at E. Main St. located in Batavia, New York
*PSC-18-09-00017-P	..... exempt	Approval of an arrangement for attachment of wireless antennas to the utility's transmission facilities in the City of Yonkers	To approve, reject or modify the petition for the existing wireless antenna attachment to the utility's transmission tower
*PSC-20-09-00016-P	..... exempt	The recovery of, and accounting for, costs associated with the Companies' advanced metering infrastructure (AMI) pilots etc	To consider a filing of the Companies as to the recovery of, and accounting for, costs associated with it's AMI pilots etc
*PSC-20-09-00017-P	..... exempt	The recovery of, and accounting for, costs associated with CHG&E's AMI pilot program	To consider a filing of CHG&E as to the recovery of, and accounting for, costs associated with it's AMI pilot program
*PSC-22-09-00011-P	..... exempt	Cost allocation for Consolidated Edison's East River Repowering Project	To determine whether any changes are warranted in the cost allocation of Consolidated Edison's East River Repowering Project
*PSC-25-09-00005-P	..... exempt	Whether to grant, deny, or modify, in whole or in part, the petition	Whether to grant, deny, or modify, in whole or in part, the petition
*PSC-25-09-00006-P	..... exempt	Electric utility implementation plans for proposed web based SIR application process and project status database	To determine if the proposed web based SIR systems are adequate and meet requirements needed for implementation
*PSC-25-09-00007-P	..... exempt	Electric rates for Consolidated Edison Company of New York, Inc	Consider a Petition for Rehearing filed by Consolidated Edison Company of New York, Inc
*PSC-27-09-00011-P	..... exempt	Interconnection of the networks between Vernon and tw telecom of new york l.p. for local exchange service and exchange access.	To review the terms and conditions of the negotiated agreement between Vernon and tw telecom of new york l.p.
*PSC-27-09-00014-P	..... exempt	Billing and payment for energy efficiency measures through utility bill	To promote energy conservation
*PSC-27-09-00015-P	..... exempt	Interconnection of the networks between Oriskany and tw telecom of new york l.p. for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Oriskany and tw telecom of new york l.p.
*PSC-29-09-00011-P	..... exempt	Consideration of utility compliance filings	Consideration of utility compliance filings

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-32-09-00009-P	..... exempt	Cost allocation for Consolidated Edison's East River Repowering Project	To determine whether any changes are warranted in the cost allocation of Consolidated Edison's East River Repowering Project
*PSC-34-09-00016-P	..... exempt	Recommendations made in the Management Audit Final Report	To consider whether to take action or recommendations contained in the Management Audit Final Report
*PSC-34-09-00017-P	..... exempt	To consider the transfer of control of Plattsburgh Cablevision, Inc. d/b/a Charter Communications to CH Communications, LLC	To allow the Plattsburgh Cablevision, Inc. to distribute its equity interest in CH Communications, LLC
*PSC-36-09-00008-P	..... exempt	The increase in the non-bypassable charge implemented by RG&E on June 1, 2009	Considering exemptions from the increase in the non-bypassable charge implemented by RG&E on June 1, 2009
*PSC-37-09-00015-P	..... exempt	Sale of customer-generated steam to the Con Edison steam system	To establish a mechanism for sale of customer-generated steam to the Con Edison steam system
*PSC-37-09-00016-P	..... exempt	Applicability of electronic signatures to Deferred Payment Agreements	To determine whether electronic signatures can be accepted for Deferred Payment Agreements
*PSC-39-09-00015-P	..... exempt	Modifications to the \$5 Bill Credit Program	Consideration of petition of National Grid to modify the Low Income \$5 Bill Credit Program
*PSC-39-09-00018-P	..... exempt	The offset of deferral balances with Positive Benefit Adjustments	To consider a petition to offset deferral balances with Positive Benefit Adjustments
*PSC-40-09-00013-P	..... exempt	Uniform System of Accounts - request for deferral and amortization of costs	To consider a petition to defer and amortize costs
*PSC-51-09-00029-P	..... exempt	Rules and guidelines for the exchange of retail access data between jurisdictional utilities and eligible ESCOs	To revise the uniform Electronic Data Interchange Standards and business practices to incorporate a contest period
*PSC-51-09-00030-P	..... exempt	Waiver or modification of Capital Expenditure condition of merger	To allow the companies to expend less funds for capital improvement than required by the merger
*PSC-52-09-00006-P	..... exempt	ACE's petition for rehearing for an order regarding generator-specific energy deliverability study methodology	To consider whether to change the Order Prescribing Study Methodology
*PSC-52-09-00008-P	..... exempt	Approval for the New York Independent System Operator, Inc. to incur indebtedness and borrow up to \$50,000,000	To finance the renovation and construction of the New York Independent System Operator, Inc.'s power control center facilities
*PSC-05-10-00008-P	..... exempt	Petition for the submetering of electricity	To consider the request of University Residences - Rochester, LLC to submeter electricity at 220 John Street, Henrietta, NY
*PSC-05-10-00015-P	..... exempt	Petition for the submetering of electricity	To consider the request of 243 West End Avenue Owners Corp. to submeter electricity at 243 West End Avenue, New York, NY
*PSC-06-10-00022-P	..... exempt	The Commission's Order of December 17, 2009 related to redevelopment of Consolidated Edison's Hudson Avenue generating facility	To reconsider the Commission's Order of December 17, 2009 related to redevelopment of the Hudson Avenue generating facility

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-07-10-00009-P	..... exempt	Petition to revise the Uniform Business Practices	To consider the RESA petition to allow rescission of a customer request to return to full utility service
*PSC-08-10-00007-P	..... exempt	Whether to grant, deny, or modify , in whole or in part, the rehearing petition filed in Case 06-E-0847	Whether to grant, deny, or modify , in whole or in part, the rehearing petition filed in Case 06-E-0847
*PSC-08-10-00009-P	..... exempt	Consolidated Edison of New York, Inc. energy efficiency programs	To modify approved energy efficiency programs
*PSC-12-10-00015-P	..... exempt	Recommendations made by Staff intended to enhance the safety of Con Edison's gas operations	To require that Con Edison implement the Staff recommendations intended to enhance the safety of Con Edison's gas operations
*PSC-14-10-00010-P	..... exempt	Petition for the submetering of electricity	To consider the request of 61 Jane Street Owners Corporation to submeter Electricity at 61 Jane Street, Manhattan, NY
*PSC-16-10-00005-P	..... exempt	To consider adopting and expanding mobile stray voltage testing requirements	Adopt additional mobile stray voltage testing requirements
*PSC-16-10-00007-P	..... exempt	Interconnection of the networks between TDS Telecom and PAETEC Communications for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between TDS Telecom and PAETEC Communications
*PSC-16-10-00015-P	..... exempt	Interconnection of the networks between Frontier and Choice One Communications for local exchange service and exchange access	To review the terms and conditions of the negotiated agreement between Frontier and Choice One Communications
*PSC-18-10-00009-P	..... exempt	Electric utility transmission right-of-way management practices	To consider electric utility transmission right-of-way management practices
*PSC-19-10-00022-P	..... exempt	Whether National Grid should be permitted to transfer a parcel of property located at 1 Eddy Street, Fort Edward, New York	To decide whether to approve National Grid's request to transfer a parcel of vacant property in Fort Edward, New York
*PSC-22-10-00006-P	..... exempt	Requirement that Noble demonstrate that its affiliated electric corporations operating in New York are providing safe service	Consider requiring that Noble demonstrate that its affiliated electric corporations in New York are providing safe service
*PSC-22-10-00008-P	..... exempt	Petition for the submetering of electricity	To consider the request of 48-52 Franklin Street to submeter electricity at 50 Franklin Street, New York, New York
*PSC-24-10-00009-P	..... exempt	Verizon New York Inc. tariff regulations relating to voice messaging service	To remove tariff regulations relating to retail voice messaging service from Verizon New York Inc.'s tariff
*PSC-25-10-00012-P	..... exempt	Reassignment of the 2-1-1 abbreviated dialing code	Consideration of petition to reassign the 2-1-1 abbreviated dialing code
*PSC-27-10-00016-P	..... exempt	Petition for the submetering of electricity	To consider the request of 9271 Group, LLC to submeter electricity at 960 Busti Avenue, Buffalo, New York
*PSC-34-10-00003-P	..... exempt	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-34-10-00005-P	..... exempt	Approval of a contract for \$250,000 in tank repairs that may be a financing	To decide whether to approve a contract between the parties that may be a financing of \$250,000 for tank repairs
*PSC-34-10-00006-P	..... exempt	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program	The modification of Central Hudson Gas & Electric Corporation's Enhanced Powerful Opportunities Program
*PSC-36-10-00010-P	..... exempt	Central Hudson's procedures, terms and conditions for an economic development plan	Consideration of Central Hudson's procedures, terms and conditions for an economic development plan
*PSC-40-10-00014-P	..... exempt	Disposition of a state sales tax refund	To determine how much of a state sales tax refund should be retained by National Grid
*PSC-40-10-00021-P	..... exempt	Whether to permit the submetering of natural gas service to a commercial customer at Quaker Crossing Mall	To permit the submetering of natural gas service to a commercial customer at Quaker Crossing Mall
*PSC-41-10-00018-P	..... exempt	Amount of hourly interval data provided to Hourly Pricing customers who have not installed a phone line to read meter	Allow Central Hudson to provide less than a years worth of interval data and charge for manual meter reading for some customers
*PSC-41-10-00022-P	..... exempt	Request for waiver of the individual living unit metering requirements at 5742 Route 5, Vernon, NY	Request for waiver of the individual living unit metering requirements at 5742 Route 5, Vernon, NY
*PSC-42-10-00011-P	..... exempt	Petition for the submetering of electricity	To consider the request of 4858 Group, LLC to submeter electricity at 456 Main Street, Buffalo, New York
*PSC-43-10-00016-P	..... exempt	Utility Access to Ducts, Conduit Facilities and Utility Poles	To review the complaint from Optical Communications Group
*PSC-44-10-00003-P	..... exempt	Third and fourth stage gas rate increase by Corning Natural Gas Corporation	To consider Corning Natural Gas Corporation's request for a third and fourth stage gas rate increase
*PSC-51-10-00018-P	..... exempt	Commission proceeding concerning three-phase electric service by all major electric utilities	Investigate the consistency of the tariff provisions for three-phase electric service for all major electric utilities
*PSC-11-11-00003-P	..... exempt	The proposed transfer of 55.42 acres of land and \$1.4 million of revenues derived from the rendition of public service	The proposed transfer of 55.42 acres of land and \$1.4 million of revenues derived from the rendition of public service
*PSC-13-11-00005-P	..... exempt	Exclude the minimum monthly bill component from the earnings test calculation	Exclude the minimum monthly bill component from the earnings test calculation
*PSC-14-11-00009-P	..... exempt	Petition for the submetering of electricity	To consider the request of 83-30 118th Street to submeter electricity at 83-30 118th Street, Kew Gardens, New York
*PSC-19-11-00007-P	..... exempt	Utility price reporting requirements related to the Commission's "Power to Choose" website	Modify the Commission's utility electric commodity price reporting requirements related to the "Power to Choose" website
*PSC-20-11-00012-P	..... exempt	Petition for the submetering of electricity	To consider the request of KMW Group LLC to submeter electricity at 122 West Street, Brooklyn, New York

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-20-11-00013-P	..... exempt	Determining the reasonableness of Niagara Mohawk Power Corporation d/b/a National Grid 's make ready charges	To determine if the make ready charges of Niagara Mohawk Power Corporation d/b/a National Grid are reasonable
*PSC-22-11-00004-P	..... exempt	Whether to permit the use of the Sensus accWAVE for use in residential gas meter applications	To permit gas utilities in New York State to use the Sensus accWAVE diaphragm gas meter
*PSC-26-11-00007-P	..... exempt	Water rates and charges	To approve an increase in annual revenues by about \$25,266 or 50%
*PSC-26-11-00009-P	..... exempt	Petition for the submetering of electricity at commercial property	To consider the request of by Hoosick River Hardwoods, LLC to submeter electricity at 28 Taylor Avenue, in Berlin, New York
*PSC-26-11-00012-P	..... exempt	Waiver of generation retirement notice requirements	Consideration of waiver of generation retirement notice requirements
*PSC-29-11-00011-P	..... exempt	Petition requesting the Commission reconsider its May 19, 2011 Order and conduct a hearing, and petition to stay said Order.	To consider whether to grant or deny, in whole or in part, Windstream New York's Petition For Reconsideration and Rehearing.
*PSC-35-11-00011-P	..... exempt	Whether to permit Consolidated Edison a waiver to commission regulations Part 226.8	Permit Consolidated Edison to conduct a inspection program in lieu of testing the accuracy of Category C meters
*PSC-36-11-00006-P	..... exempt	To consider expanding mobile stray voltage testing requirements	Adopt additional mobile stray voltage testing requirements
*PSC-38-11-00002-P	..... exempt	Operation and maintenance procedures pertaining to steam trap caps	Adopt modified steam operation and maintenance procedures
*PSC-38-11-00003-P	..... exempt	Waiver of certain provisions of the electric service tariffs of Con Edison	Consideration of waiver of certain provisions of the electric service tariffs of Con Edison
*PSC-40-11-00010-P	..... exempt	Participation of regulated local exchange carriers in the New York Data Exchange, Inc. (NYDE)	Whether to partially modify its order requiring regulated local exchange carriers' participation NYDE
*PSC-40-11-00012-P	..... exempt	Granting of transfer of plant in-service to a regulatory asset	To approve transfer and recovery of unamortized plant investment
*PSC-42-11-00018-P	..... exempt	Availability of telecommunications services in New York State at just and reasonable rates	Providing funding support to help ensure availability of affordable telecommunications service throughout New York
*PSC-43-11-00012-P	..... exempt	Transfer of outstanding shares of stock	Transfer the issued outstanding shares of stock of The Meadows at Hyde Park Water-Works Corporation to HPWS, LLC
*PSC-47-11-00007-P	..... exempt	Remedying miscalculations of delivered gas as between two customer classes	Consideration of Con Edison's proposal to address inter-class delivery imbalances resulting from past Company miscalculations
*PSC-48-11-00007-P	..... exempt	Transfer of controlling interests in generation facilities from Dynegy to PSEG	Consideration of the transfer of controlling interests in electric generation facilities from Dynegy to PSEG
*PSC-48-11-00008-P	..... exempt	Petition for the submetering of electricity	To consider the request of To Better Days, LLC to submeter electricity at 37 East 4th Street, New York, New York

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-01-12-00007-P	..... exempt	The New York State Reliability Council's revisions to its rules and measurements	To adopt revisions to various rules and measurements of the New York State Reliability Council
*PSC-01-12-00008-P	..... exempt	Transfer of real property and easements from NMPNS to NMP3	Consideration of the transfer of real property and easements from NMPNS to NMP3
*PSC-01-12-00009-P	..... exempt	Recovery of expenses related to the expansion of Con Edison's ESCO referral program, PowerMove	To determine how and to what extent expenses related to the Expansion of Con Edison's ESCO referral program should be recovered
*PSC-11-12-00002-P	..... exempt	Whether to grant, deny or modify, in whole or part, Hegeman's petition for a waiver of Commission policy and Con Edison tariff	Whether to grant, deny or modify, in whole or part, Hegeman's petition for a waiver of Commission policy and Con Edison tariff
*PSC-11-12-00005-P	..... exempt	Transfer of land and water supply assets	Transfer the land and associated water supply assets of Groman Shores, LLC to Robert Groman
*PSC-13-12-00005-P	..... exempt	Authorization to transfer certain real property	To decide whether to approve the transfer of certain real property
*PSC-19-12-00023-P	..... exempt	Petition for approval pursuant to Section 70 for the sale of goods with an original cost of less than \$100,000	To consider whether to grant, deny or modify, in whole or in part, the petition filed by Orange and Rockland Utilities, Inc.
*PSC-21-12-00006-P	..... exempt	Tariff filing requirements and refunds	To determine if certain agreements should be filed pursuant to the Public Service Law and if refunds are warranted
*PSC-21-12-00011-P	..... exempt	Whether to grant, deny or modify, in whole or part, the petition for waiver of tariff Rules 8.6 and 47	Whether to grant, deny or modify, in whole or part, the petition for waiver of tariff Rules 8.6 and 47
*PSC-23-12-00007-P	..... exempt	The approval of a financing upon a transfer to Alliance of upstream ownership interests in a generation facility	To consider the approval of a financing upon a transfer to Alliance of upstream ownership interests in a generation facility
*PSC-23-12-00009-P	..... exempt	Over earnings sharing between rate payers and shareholders	To establish an Earnings Sharing Mechanism to be applied following the conclusion of Corning's rate plan
*PSC-27-12-00012-P	..... exempt	Implementation of recommendations made in a Management Audit Report	To consider implementation of recommendations made in a Management Audit Report
*PSC-28-12-00013-P	..... exempt	Exemption of reliability reporting statistics for the purpose of the 2012 Reliability Performance Mechanism	Consideration of Orange and Rockland Utilities request for exemption of the 2012 reliability reporting statistics
*PSC-29-12-00019-P	..... exempt	Waiver of 16 NYCRR 894.1 through 894.4	To allow the Town of Hamden to waive certain preliminary franchising procedures to expedite the franchising process.
*PSC-30-12-00010-P	..... exempt	Waiver of 16 NYCRR 894.1 through 894.4	To allow the Town of Andes to waive certain preliminary franchising procedures to expedite the franchising process
*PSC-33-12-00009-P	..... exempt	Telecommunications companies ability to attach to utility company poles	Consideration of Tech Valley's ability to attach to Central Hudson poles

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-37-12-00009-P	..... exempt	Proposed modification by Con Edison of its procedures to calculate estimated bills to its customers	Proposed modification by Con Edison of its procedures to calculate estimated bills to its customers
*PSC-42-12-00009-P	..... exempt	Regulation of Gipsy Trail Club, Inc.'s long-term financing agreements	To exempt Gipsy Trail Club, Inc. from Commission regulation of its financing agreements
*PSC-45-12-00008-P	..... exempt	Whether to grant, deny or modify, in whole or part, ESHG's petition for a waiver of Commission policy and RG&E tariff	Whether to grant, deny or modify, in whole or part, ESHG's petition for a waiver of Commission policy and RG&E tariff
*PSC-45-12-00010-P	..... exempt	Whether to grant, deny or modify, in whole or in part the petition of Con Edison to grant easements to Millwood Fire District	Whether to grant, deny or modify, in whole or in part the petition of Con Edison to grant easements to Millwood Fire District
*PSC-50-12-00003-P	..... exempt	Affiliate standards for Corning Natural Gas Corporation	To resolve issues raised by Corning Natural Gas Corporation in its petition for rehearing
*PSC-04-13-00006-P	..... exempt	Expansion of mandatory day ahead hourly pricing for customers of Orange and Rockland Utilities with demands above 100 kW	To consider the expansion of mandatory day ahead hourly pricing for customers with demands above 100 kW
*PSC-04-13-00007-P	..... exempt	Authorization to transfer certain real property.	To decide whether to approve the transfer of certain real property.
*PSC-06-13-00008-P	..... exempt	Verizon New York Inc.'s retail service quality	To investigate Verizon New York Inc.'s retail service quality
*PSC-08-13-00012-P	..... exempt	Filing requirements for certain Article VII electric facilities	To ensure that applications for certain electric transmission facilities contain pertinent information
*PSC-08-13-00014-P	..... exempt	Uniform System of Accounts - Request for Accounting Authorization	To allow the company to defer an item of expense or capital beyond the end of the year in which it was incurred
*PSC-12-13-00007-P	..... exempt	Protecting company water mains	To allow the company to require certain customers to make changes to the electrical grounding system at their homes
*PSC-13-13-00008-P	..... exempt	The potential waiver of 16 NYCRR 255.9221(d) completion of integrity assessments for certain gas transmission lines.	To determine whether a waiver of the timely completion of certain gas transmission line integrity assessments should be granted.
*PSC-18-13-00007-P	..... exempt	Whether Demand Energy Networks energy storage systems should be designated technologies for standby rate eligibility purposes	Whether Demand Energy Networks energy storage systems should be designated technologies for standby rate eligibility purposes
*PSC-21-13-00003-P	..... exempt	To consider policies that may impact consumer acceptance and use of electric vehicles	To consider and further develop policies that may impact consumer acceptance and use of electric vehicles
*PSC-21-13-00005-P	..... exempt	To implement an abandonment of Windover's water system	To approve the implementation of abandonment of Windover's water system
*PSC-21-13-00008-P	..... exempt	Rates of National Fuel Gas Distribution Corporation	To make the rates of National Fuel Gas Distribution Corporation temporary, subject to refund, if they are found to be excessive

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-21-13-00009-P	..... exempt	Reporting requirements for natural gas local distribution companies	To help ensure efficient and economic expansion of the natural gas system as appropriate
*PSC-22-13-00009-P	..... exempt	On remand from New York State court litigation, determine the recovery of certain deferred amounts owed NFG by ratepayers	On remand, to determine the recovery of certain deferral amounts owed NFG from ratepayers
*PSC-23-13-00005-P	..... exempt	Waiver of partial payment, directory database distribution, service quality reporting, and service termination regulations	Equalize regulatory treatment based on level of competition and practical considerations
*PSC-25-13-00008-P	..... exempt	To deny, grant or modify, in whole or in part, Central Hudson's rehearing request.	To deny, grant or modify, in whole or in part, Central Hudson's rehearing request.
*PSC-25-13-00009-P	..... exempt	Provision by utilities of natural gas main and service lines.	To help ensure efficient and economic expansion of the natural gas system as appropriate.
*PSC-25-13-00012-P	..... exempt	To deny, grant or modify, in whole or in part, Central Hudson's rehearing request.	To deny, grant or modify, in whole or in part, Central Hudson's rehearing request.
*PSC-27-13-00014-P	..... exempt	Columbia Gas Transmission Corporation Cost Refund	For approval for temporary waiver of tariff provisions regarding its Columbia Gas Transmission Corporation cost refund.
*PSC-28-13-00014-P	..... exempt	Provision for the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces	To consider the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces
*PSC-28-13-00016-P	..... exempt	The request of NGT for lightened regulation as a gas corporation.	To consider whether to approve, reject, or modify the request of Niagara gas transport of Lockport, NY LLC.
*PSC-28-13-00017-P	..... exempt	The request by TE for waiver of regulations requiring that natural gas be odorized in certain gathering line segments	Consider the request by TE for waiver of regulations that gas be odorized in certain lines
*PSC-32-13-00009-P	..... exempt	To consider the definition of "misleading or deceptive conduct" in the Commission's Uniform Business Practices	To consider the definition of "misleading or deceptive conduct" in the Commission's Uniform Business Practices
*PSC-32-13-00012-P	..... exempt	To consider whether NYSEG should be required to undertake actions to protect its name and to minimize customer confusion	To consider whether NYSEG should be required to undertake actions to protect its name and to minimize customer confusion
*PSC-33-13-00027-P	..... exempt	Waive underground facility requirements for new construction in residential subdivisions to allow for overhead electric lines.	Determine whether Chapin Lumberland, LLC subdivision will be allowed overhead electric distribution and service lines.
*PSC-33-13-00029-P	..... exempt	Deferral of incremental costs associated with the restoration of steam service following Superstorm Sandy.	To consider a petition by Con Edison to defer certain incremental steam system restoration costs relating to Superstorm Sandy.
*PSC-34-13-00004-P	..... exempt	Escrow account and surcharge to fund extraordinary repairs	To approve the establishment of an escrow account and surcharge
*PSC-42-13-00013-P	..... exempt	Failure to Provide Escrow Information	The closure of the Escrow Account
*PSC-42-13-00015-P	..... exempt	Failure to Provide Escrow Information	The closure of the Escrow Account

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-43-13-00015-P	..... exempt	Petition for submetering of electricity	To consider the request of 2701 Kingsbridge Terrace L.P. to submeter electricity at 2701 Kingsbridge Terrace, Bronx, N.Y.
*PSC-45-13-00021-P	..... exempt	Investigation into effect of bifurcation of gas and electric utility service on Long Island.	To consider a Petition for an investigation into effect of bifurcation of gas and electric utility service on Long Island.
*PSC-45-13-00022-P	..... exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4)	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00023-P	..... exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00024-P	..... exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4); waiver of filing deadlines.	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-45-13-00025-P	..... exempt	Waiver of PSC regulations, 16 NYCRR section 88.4(a)(4).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting
*PSC-47-13-00009-P	..... exempt	Petition for submetering of electricity.	To consider the request of Hegeman Avenue Housing L.P. to submeter electricity at 39 Hegeman Avenue, Brooklyn, N.Y.
*PSC-47-13-00012-P	..... exempt	Conditioning, restricting or prohibiting the purchase of services by NYSEG and RG&E from certain affiliates.	Consideration of conditioning, restricting or prohibiting the purchase of services by NYSEG and RG&E from certain affiliates.
*PSC-49-13-00008-P	..... exempt	Authorization to transfer all of Crystal Water Supply Company, Inc. stocks to Essel Infra West Inc.	To allow Crystal Water Supply Company, Inc to transfer all of its issued and outstanding stocks to Essel Infra West Inc.
*PSC-51-13-00009-P	..... exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing.	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates.
*PSC-51-13-00010-P	..... exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing.	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates.
*PSC-51-13-00011-P	..... exempt	Consolidated Edison proposing to use data from a test period ending September 30, 2013 to support its next rate filing.	To ensure there is a reasonable basis for data submitted in support of a request for a change in rates.
*PSC-52-13-00012-P	..... exempt	The development of reliability contingency plan(s) to address the potential retirement of Indian Point Energy Center (IPEC).	To address the petition for rehearing and reconsideration/motion for clarification of the IPEC reliability contingency plan(s).
*PSC-52-13-00015-P	..... exempt	To enter into a loan agreement with the banks for up to an amount of \$94,000.	To consider allowing Knolls Water Company to enter into a long-term loan agreement.
*PSC-05-14-00010-P	..... exempt	The New York State Reliability Council's revisions to its rules and measurements	To adopt revisions to various rules and measurements of the New York State Reliability Council
*PSC-07-14-00008-P	..... exempt	Petition for submetering of electricity	To consider the request of Greater Centennial Homes HDFC, Inc. to submeter electricity at 102, 103 and 106 W 5th Street, et al.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-07-14-00012-P	..... exempt	Water rates and charges	Implementation of Long-Term Water Supply Surcharge to recover costs associated with the Haverstraw Water Supply Project
*PSC-08-14-00015-P	..... exempt	Verizon New York Inc.'s service quality and Customer Trouble Report Rate (CTRR) levels at certain central office entities	To improve Verizon New York Inc.'s service quality and the Customer Trouble Report Rate levels at certain central office entities
*PSC-10-14-00006-P	..... exempt	Actions to facilitate the availability of ESCO value-added offerings, ESCO eligibility and ESCO compliance	To facilitate ESCO value-added offerings and to make changes to ESCO eligibility and to ensure ESCO compliance
*PSC-11-14-00003-P	..... exempt	Provision for the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces	To consider the recovery and allocation of costs of transmission projects that reduce congestion on certain interfaces
*PSC-16-14-00014-P	..... exempt	Whether to order NYSEG to provide gas service to customers when an expanded CPCN is approved and impose PSL 25-a penalties.	To order gas service to customers in the Town of Plattsburgh after approval of a town wide CPCN and to impose penalties.
*PSC-16-14-00015-P	..... exempt	Whether Central Hudson should be permitted to defer obligations of the Order issued on October 18, 2013 in Case 13-G-0336.	Consideration of the petition by Central Hudson to defer reporting obligations of the October 18, 2013 Order in Case 13-G-0336
*PSC-17-14-00003-P	..... exempt	Con Edison's Report on its 2013 performance under the Electric Service Reliability Performance Mechanism	Con Edison's Report on its 2013 performance under the Electric Service Reliability Performance Mechanism
*PSC-17-14-00004-P	..... exempt	To consider certain portions of petitions for rehearing, reconsideration and/or clarification	To consider certain portions of petitions for rehearing, reconsideration and/or clarification
*PSC-17-14-00007-P	..... exempt	To consider petitions for rehearing, reconsideration and/or clarification	To consider petitions for rehearing, reconsideration and/or clarification
*PSC-17-14-00008-P	..... exempt	To consider certain portions of petitions for rehearing, reconsideration and/or clarification	To consider certain portions of petitions for rehearing, reconsideration and/or clarification
*PSC-19-14-00014-P	..... exempt	Market Supply Charge	To make tariff revisions to the Market Supply Charge for capacity related costs
*PSC-19-14-00015-P	..... exempt	Whether to permit the use of the Sensus accuWAVE for use in residential and commercial gas meter applications	To permit gas utilities in New York State to use the Sensus accuWAVE 415TC gas meter
*PSC-22-14-00013-P	..... exempt	Petition to transfer and merge systems, franchises and assets.	To consider the Comcast and Time Warner Cable merger and transfer of systems, franchises and assets.
*PSC-23-14-00010-P	..... exempt	Whether to permit the use of the GE Dresser Series B3-HPC 11M-1480 rotary gas met for use in industrial gas meter applications	To permit gas utilities in New York State to use the GE Dresser Series B3-HPC 11M-1480 rotary gas meter
*PSC-23-14-00014-P	..... exempt	Waiver of the negative revenue adjustment associated with KEDLI's 2013 Customer Satisfaction Performance Metric	Consideration of KEDLI's waiver request pertaining to its 2013 performance under its Customer Satisfaction Metric
*PSC-24-14-00005-P	..... exempt	To examine LDC's performance and performance measures.	To improve gas safety performance.
*PSC-26-14-00013-P	..... exempt	Waiver of RG&E's tariffed definition of emergency generator.	To consider waiver of RG&E's tariffed definition of emergency generator.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-26-14-00020-P	..... exempt	New electric utility backup service tariffs and standards for interconnection may be adopted.	To encourage development of microgrids that enhance the efficiency, safety, reliability and resiliency of the electric grid.
*PSC-26-14-00021-P	..... exempt	Consumer protections, standards and protocols pertaining to access to customer data may be established.	To balance the need for the information necessary to support a robust market with customer privacy concerns.
*PSC-28-14-00014-P	..... exempt	Petition to transfer systems, franchises and assets.	To consider the Comcast and Charter transfer of systems, franchise and assets.
*PSC-30-14-00023-P	..... exempt	Whether to permit the use of the Sensus iPERL Fire Flow Meter.	Pursuant to 16 NYCRR Part 500.3 , it is necessary to permit the use of the Sensus iPERL Fire Flow Meter.
*PSC-30-14-00026-P	..... exempt	Petition for a waiver to master meter electricity.	Considering the request of Renaissance Corporation of to master meter electricity at 100 Union Drive,Albany, NY.
*PSC-31-14-00004-P	..... exempt	To transfer 100% of the issued and outstanding stock from Vincent Cross to Bonnie and Michael Cross	To transfer 100% of the issued and outstanding stock from Vincent Cross to Bonnie and Michael Cross
*PSC-32-14-00012-P	..... exempt	Whether to grant or deny, in whole or in part, the Connect New York Coalition's petition	To consider the Connect New York Coalition's petition seeking a formal investigation and hearings
*PSC-35-14-00004-P	..... exempt	Regulation of a proposed electricity generation facility located in the Town of Brookhaven, NY	To consider regulation of a proposed electricity generation facility located in the Town of Brookhaven, NY
*PSC-35-14-00005-P	..... exempt	Whether to permit the use of the Sensus iConA electric meter	Pursuant to 16 NYCRR Parts 92 and 93, Commission approval is necessary to permit the use of the Sensus iConA electric meter
*PSC-36-14-00009-P	..... exempt	Modification to the Commission's Electric Safety Standards.	To consider revisions to the Commission's Electric Safety Standards.
*PSC-38-14-00003-P	..... exempt	Whether to approve, reject or modify, in whole or in part a time-sensitive rate pilot program.	Whether to approve, reject or modify, in whole or in part a time-sensitive rate pilot program.
*PSC-38-14-00004-P	..... exempt	The study and petition of Con Edison regarding use, accounting and ratemaking treatment for 11-23 and 2-28 Hudson Ave. Brooklyn.	The study and petition of Con Edison regarding use, accounting and ratemaking treatment for 11-23 and 2-28 Hudson Ave. Brooklyn.
*PSC-38-14-00005-P	..... exempt	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.
*PSC-38-14-00007-P	..... exempt	Whether to expand Con Edison's low income program to include Medicaid recipients.	Whether to expand Con Edison's low income program to include Medicaid recipients.
*PSC-38-14-00008-P	..... exempt	The study and petition of Con Edison regarding use, accounting and ratemaking treatment for 11-23 and 2-28 Hudson Ave. Brooklyn.	The study and petition of Con Edison regarding use, accounting and ratemaking treatment for 11-23 and 2-28 Hudson Ave. Brooklyn.
*PSC-38-14-00010-P	..... exempt	Inter-carrier telephone service quality standard and metrics and administrative changes.	To review recommendations from the Carrier Working Group and incorporate appropriate modifications to the existing Guidelines.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-38-14-00012-P	..... exempt	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.	Action on the report and petition of Con Edison regarding the Storm Hardening and Resiliency Collaborative, Phase 2.
*PSC-39-14-00020-P	..... exempt	Whether to permit the use of the Mueller Systems 400 Series and 500 Series of water meters	Pursuant to 16 NYCRR section 500.3, whether to permit the use of the Mueller Systems 400, and 500 Series of water meters
*PSC-40-14-00008-P	..... exempt	To consider granting authorization for Buy Energy Direct to resume marketing to residential customers.	To consider granting authorization for Buy Energy Direct to resume marketing to residential customers.
*PSC-40-14-00009-P	..... exempt	Whether to permit the use of the Itron Open Way Centron Meter with Hardware 3.1 for AMR and AMI functionality.	Pursuant to 16 NYCRR Parts 93, is necessary to permit the use of the Itron Open Way Centron Meter with Hardware 3.1.
*PSC-40-14-00011-P	..... exempt	Late Payment Charge.	To modify Section 7.6 - Late Payment Charge to designate a specific time for when a late payment charge is due.
*PSC-40-14-00013-P	..... exempt	Regulation of a proposed natural gas pipeline and related facilities located in the Town of Ticonderoga, NY.	To consider regulation of a proposed natural gas pipeline and related facilities located in the Town of Ticonderoga, NY.
*PSC-40-14-00014-P	..... exempt	Waiver of 16 NYCRR Sections 894.1 through 894.4(b)(2)	To allow the Town of Goshen, NY, to waive certain preliminary franchising procedures to expedite the franchising process.
*PSC-40-14-00015-P	..... exempt	Late Payment Charge.	To modify Section 6.6 - Late Payment Charge to designate a specific time for when a late payment charge is due.
*PSC-42-14-00003-P	..... exempt	Annual Reconciliation of Gas Expenses and Gas Cost Recoveries	The filings of various LDCs and municipalities regarding their Annual Reconciliation of Gas Expenses and Gas Cost Recoveries
*PSC-42-14-00004-P	..... exempt	Winter Bundled Sales Service Option	To modify SC-11 to remove language relating to fixed storage charges in the determination of the Winter Bundled Sales charge
*PSC-48-14-00014-P	..... exempt	Considering the recommendations contained in Staff's electric outage investigation report for MNRR, New Haven Line.	To consider the recommendations contained in Staff's electric outage investigation report for MNRR, New Haven Line.
*PSC-52-14-00019-P	..... exempt	Petition for a waiver to master meter electricity.	Considering the request of 614 South Crouse Avenue, LLC to master meter electricity at 614 South Crouse Avenue, Syracuse, NY..
*PSC-01-15-00014-P	..... exempt	State Universal Service Fund Disbursements	To consider Edwards Telephone Company's request for State Universal Service Fund disbursements
*PSC-08-15-00010-P	..... exempt	Request pertaining to the lawfulness of National Grid USA continuing its summary billing program.	To grant, deny, or modify URAC Rate Consultants' request that National Grid cease its summary billing program.
*PSC-10-15-00007-P	..... exempt	Notification concerning tax refunds	To consider Verizon New York Inc.'s partial rehearing or reconsideration request regarding retention of property tax refunds

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-10-15-00008-P	..... exempt	Whether to waive Policy on Test Periods in Major Rate Proceedings and provide authority to file tariff changes	Whether to waive Policy on Test Periods in Major Rate Proceedings and provide authority to file tariff changes
*PSC-13-15-00024-P	..... exempt	Whether Leatherstocking should be permitted to recover a shortfall in earnings	To decide whether to approve Leatherstocking's request to recover a shortfall in earnings
*PSC-13-15-00026-P	..... exempt	Whether to permit the use of the Sensus Smart Point Gas AMR/AMI product	To permit the use of the Sensus Smart Point Gas AMR/AMI product
*PSC-13-15-00027-P	..... exempt	Whether to permit the use of the Measurlogic DTS 310 electric submeter	To permit the use of the Measurlogic DTS 310 submeter
*PSC-13-15-00028-P	..... exempt	Whether to permit the use of the SATEC EM920 electric meter	To permit necessary to permit the use of the SATEC EM920 electric meter
*PSC-13-15-00029-P	..... exempt	Whether to permit the use the Triacta Power Technologies 6103, 6112, 6303, and 6312 electric submeters	To permit the use of the Triacta submeters
*PSC-17-15-00007-P	..... exempt	To consider the petition of Leatherstocking Gas Company, LLC seeking authority to issue long-term debt of \$2.75 million	To consider the petition of Leatherstocking Gas Company, LLC seeking authority to issue long-term debt of \$2.75 million
*PSC-18-15-00005-P	..... exempt	Con Edison's Report on its 2014 performance under the Electric Service Reliability Performance Mechanism	Con Edison's Report on its 2014 performance under the Electric Service Reliability Performance Mechanism
*PSC-19-15-00011-P	..... exempt	Gas Safety Performance Measures and associated negative revenue adjustments	To update the performance measures applicable to KeySpan Gas East Corporation d/b/a National Grid
*PSC-22-15-00015-P	..... exempt	To consider the request for waiver of the individual residential unit meter requirements and 16 NYCRR 96.1(a)	To consider the request for waiver of the individual residential unit meter requirements and 16 NYCRR 96.1(a)
*PSC-23-15-00005-P	..... exempt	The modification of New York American Water's current rate plan	Whether to adopt the terms of the Joint Proposal submitted by NYAW and DPS Staff
*PSC-23-15-00006-P	..... exempt	The modification of New York American Water's current rate plan	Whether to adopt the terms of the Joint Proposal submitted by NYAW and DPS Staff
*PSC-25-15-00008-P	..... exempt	Notice of Intent to Submeter electricity.	To consider the request of 165 E 66 Residences, LLC to submeter electricity at 165 East 66th Street, New York, New York.
*PSC-29-15-00025-P	..... exempt	Joint Petition for authority to transfer real property located at 624 West 132nd Street, New York, NY	Whether to authorize the proposed transfer of real property located at 624 West 132nd Street, New York, NY
*PSC-32-15-00006-P	..... exempt	Development of a Community Solar Demonstration Project.	To approve the development of a Community Solar Demonstration Project.
*PSC-33-15-00009-P	..... exempt	Remote net metering of a demonstration community net metering program.	To consider approval of remote net metering of a demonstration community net metering program.
*PSC-33-15-00012-P	..... exempt	Remote net metering of a Community Solar Demonstration Project.	To consider approval of remote net metering of a Community Solar Demonstration Project.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-34-15-00021-P	..... exempt	Petition by NYCOM requesting assistance with obtaining information on CLECs and ESCOs	To consider the petition by NYCOM requesting assistance with obtaining information on CLECs and ESCOs
*PSC-35-15-00014-P	..... exempt	Consideration of consequences against Light Power & Gas, LLC for violations of the UBP	To consider consequences against Light Power & Gas, LLC for violations of the UBP
*PSC-37-15-00007-P	..... exempt	Submetered electricity	To consider the request of 89 Murray Street Ass. LLC, for clarification of the submetering order issued December 20, 2007
*PSC-40-15-00014-P	..... exempt	Whether to permit the use of the Open Way 3.5 with cellular communications	To consider the use of the Open Way 3.5 electric meter, pursuant to 16 NYCRR Parts 92 and 93
*PSC-42-15-00006-P	..... exempt	Deferral of incremental expenses associated with NERC's new Bulk Electric System (BES) compliance requirements approved by FERC.	Consideration of Central Hudson's request to defer incremental expenses associated with new BES compliance requirements.
*PSC-44-15-00028-P	..... exempt	Deferral of incremental expenses associated with new compliance requirements	Consideration of Central Hudson's request to defer incremental expenses associated with new compliance requirements
*PSC-47-15-00013-P	..... exempt	Whitepaper on Implementing Lightened Ratemaking Regulation.	Consider Whitepaper on Implementing Lightened Ratemaking Regulation.
*PSC-48-15-00011-P	..... exempt	Proposal to retire Huntley Units 67 and 68 on March 1, 2016.	Consider the proposed retirement of Huntley Units 67 and 68.
*PSC-50-15-00006-P	..... exempt	The reduction of rates.	To consider the reduction of rates charged by Independent Water Works, Inc.
*PSC-50-15-00009-P	..... exempt	Notice of Intent to submeter electricity.	To consider the request to submeter electricity at 31-33 Lincoln Road and 510 Flatbush Avenue, Brooklyn, New York.
*PSC-51-15-00010-P	..... exempt	Modification of the EDP	To consider modifying the EDP
*PSC-01-16-00005-P	..... exempt	Proposed amendment to Section 5, Attachment 1.A of the Uniform Business Practices	To consider amendment to Section 5, Attachment 1.A of the Uniform Business Practices
*PSC-04-16-00007-P	..... exempt	Whether Hamilton Municipal Utilities should be permitted to construct and operate a municipal gas distribution facility.	Consideration of the petition by Hamilton Municipal Utilities to construct and operate a municipal gas distribution facility.
*PSC-04-16-00012-P	..... exempt	Proposal to mothball three gas turbines located at the Astoria Gas Turbine Generating Station.	Consider the proposed mothball of three gas turbines located at the Astoria Gas Turbine Generating Station.
*PSC-04-16-00013-P	..... exempt	Proposal to find that three gas turbines located at the Astoria Gas Turbine Generating Station are uneconomic.	Consider whether three gas turbines located at the Astoria Gas Turbine Generating Station are uneconomic.
*PSC-06-16-00013-P	..... exempt	Continued deferral of approximately \$16,000,000 in site investigation and remediation costs.	To consider the continued deferral of approximately \$16,000,000 in site investigation and remediation costs.
*PSC-06-16-00014-P	..... exempt	MEGA's proposed demonstration CCA program.	To consider MEGA's proposed demonstration CCA program.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-14-16-00008-P	..... exempt	Resetting retail markets for ESCO mass market customers.	To ensure consumer protections with respect to residential and small non-residential ESCO customers.
*PSC-18-16-00013-P	..... exempt	Amendments to the Uniform Business Practices of ESCOs.	To ensure consumer protection for ESCO customers.
*PSC-18-16-00014-P	..... exempt	Amendments to the Uniform Business Practices of ESCOs.	To ensure consumer protection for ESCO customers.
*PSC-18-16-00015-P	..... exempt	Petitions for rehearing of the Order Resetting Retail Energy Markets and Establishing Further Process.	To ensure consumer protections for ESCO customers.
*PSC-18-16-00016-P	..... exempt	Amendments to the Uniform Business Practices of ESCOs.	To ensure consumer protection for ESCO customers.
*PSC-18-16-00018-P	..... exempt	Amendments to the Uniform Business Practices of ESCOs.	To ensure consumer protection for ESCO customers.
*PSC-20-16-00008-P	..... exempt	Consideration of consequences against Global Energy Group, LLC for violations of the Uniform Business Practices (UBP).	To consider consequences against Global Energy Group, LLC for violations of the Uniform Business Practices (UBP).
*PSC-20-16-00010-P	..... exempt	Deferral and recovery of incremental expense.	To consider deferring costs of conducting leak survey and repairs for subsequent recovery.
*PSC-20-16-00011-P	..... exempt	Enetics LD-1120 Non-Intrusive Load Monitoring Device in the Statewide Residential Appliance Metering Study.	To consider the use of the Enetics LD-1120 Non-Intrusive Load Monitoring Device.
*PSC-24-16-00009-P	..... exempt	Petition to submeter gas service.	To consider the Petition of New York City Economic Development Corp. to submeter gas at Pier 17, 89 South Street, New York, NY.
*PSC-25-16-00009-P	..... exempt	To delay Companies' third-party assessments of customer personally identifiable information until 2018.	To extend the time period between the Companies' third-party assessments of customer personally identifiable information.
*PSC-25-16-00025-P	..... exempt	Acquisition of all water supply assets of Woodbury Heights Estates Water Co., Inc. by the Village of Kiryas Joel.	To consider acquisition of all water supply assets of Woodbury Heights Estates Water Co., Inc. by the Village of Kiryas Joel.
*PSC-25-16-00026-P	..... exempt	Use of the Badger E Series Ultrasonic Cold Water Stainless Steel Meter, in residential fire service applications.	To consider the use of the Badger E Series Ultrasonic Cold Water Stainless Steel Meter in fire service applications.
*PSC-28-16-00017-P	..... exempt	A petition for rehearing of the Order Adopting a Ratemaking and Utility Revenue Model Policy Framework.	To determine appropriate rules for and calculation of the distributed generation reliability credit.
*PSC-29-16-00024-P	..... exempt	Participation of NYPA customers in surcharge-funded clean energy programs.	To consider participation of NYPA customers in surcharge-funded clean energy programs.
*PSC-32-16-00012-P	..... exempt	Benefit-Cost Analysis Handbooks.	To evaluate proposed methodologies of benefit-cost evaluation.
*PSC-33-16-00001-EP	..... exempt	Use of escrow funds for repairs.	To authorize the use of escrow account funds for repairs.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-33-16-00005-P	..... exempt	Exemption from certain charges for delivery of electricity to its Niagara Falls, New York facility.	Application of System Benefits Charges, Renewable Portfolio Standard charges and Clean Energy Fund surcharges.
*PSC-35-16-00015-P	..... exempt	NYSRC's revisions to its rules and measurements	To consider revisions to various rules and measurements of the NYSRC
*PSC-36-16-00004-P	..... exempt	Recovery of costs for installation of electric service.	To consider the recovery of costs for installation of electric service.
*PSC-40-16-00025-P	..... exempt	Consequences pursuant to the Commission's Uniform Business Practices (UBP).	To consider whether to impose consequences on Smart One for its apparent non-compliance with Commission requirements.
*PSC-47-16-00009-P	..... exempt	Petition to use commercial electric meters	To consider the petition of Itron, Inc. to use the Itron CP2SO and CP2SOA in commercial electric meter applications
*PSC-47-16-00010-P	..... exempt	Standby Service rate design	To consider the report filed and the recommendations therein
*PSC-47-16-00013-P	..... exempt	Standby Service rate design	To consider the report filed and the recommendations therein
*PSC-47-16-00014-P	..... exempt	Standby Service rate design	To consider the report filed and the recommendations therein
*PSC-47-16-00016-P	..... exempt	Standby Service rate design	To consider the report filed and the recommendations therein
*PSC-02-17-00010-P	..... exempt	Implementation of the four EAMs.	To consider the implementation of EAMs for RG&E.
*PSC-02-17-00012-P	..... exempt	Implementation of the four EAMs.	To consider the implementation of EAMs for NYSEG.
*PSC-18-17-00024-P	..... exempt	A petition for rehearing or reconsideration of the Order Addressing Public Policy Transmission Need for AC Transmission Upgrades	To determine whether Public Policy Transmission Need/Public Policy Requirements continue to exist.
*PSC-18-17-00026-P	..... exempt	Revisions to the Dynamic Load Management surcharge.	To consider revisions to the Dynamic Load Management surcharge.
*PSC-19-17-00004-P	..... exempt	NYAW's request to defer and amortize, for future rate recognition, pension settlement payout losses incurred in 2016.	Consideration of NYAW's petition to defer and amortize, for future rate recognition, pension payout losses incurred in 2016.
*PSC-20-17-00008-P	..... exempt	Compressed natural gas as a motor fuel for diesel fueled vehicles.	To consider a report filed by National Grid NY regarding the potential for adoption of compressed natural gas as a motor fuel.
*PSC-20-17-00010-P	..... exempt	Compressed natural gas as a motor fuel for diesel fueled vehicles.	To consider a report filed by National Grid regarding the potential for adoption of compressed natural gas as a motor fuel.
*PSC-21-17-00013-P	..... exempt	The establishment and implementation of Earnings Adjustment Mechanisms.	To consider the establishment and implementation of Earnings Adjustment Mechanisms.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-21-17-00018-P	..... exempt	Proposed agreement for the provision of water service by Saratoga Water Services, Inc.	To consider a waiver and approval of terms of a service agreement.
*PSC-22-17-00004-P	..... exempt	Financial incentives to create customer savings and develop market-enabling tools, with a focus on outcomes and incentives	To consider the proposed Interconnection Survey Process and Earnings Adjustment Mechanisms
*PSC-24-17-00006-P	..... exempt	Development of the Utility Energy Registry.	Improved data access.
*PSC-26-17-00005-P	..... exempt	Notice of Intent to submeter electricity.	To consider the Notice of Intent to submeter electricity at 125 Waverly Street, Yonkers, New York.
*PSC-34-17-00011-P	..... exempt	Waiver to permit Energy Cooperative of America to serve low-income customers	To consider the petition for a waiver
*PSC-37-17-00005-P	..... exempt	Financial incentives to create customer savings and develop market-enabling tools, with a focus on outcomes and incentives.	To consider the revised Interconnection Survey Process and Earnings Adjustment Mechanisms.
*PSC-39-17-00011-P	..... exempt	Whether to direct New York State Electric & Gas to complete electric facility upgrades at no charge to Hanehan.	To determine financial responsibility between NYSEG and Hanehan for the electric service upgrades to Hanehan.
*PSC-42-17-00010-P	..... exempt	Petition for rehearing of negative revenue adjustment and contents of annual Performance Report.	To consider NFGD's petition for rehearing.
*PSC-48-17-00015-P	..... exempt	Low Income customer options for affordable water bills.	To consider the Low Income Bill Discount and/or Energy Efficiency Rebate Programs.
*PSC-50-17-00017-P	..... exempt	New Wave Energy Corp.'s petition for rehearing.	To consider the petition for rehearing filed by New Wave Energy Corp.
*PSC-50-17-00018-P	..... exempt	Application of the Public Service Law to DER suppliers.	To determine the appropriate regulatory framework for DER suppliers.
*PSC-50-17-00019-P	..... exempt	Transfer of utility property.	To consider the transfer of utility property.
*PSC-50-17-00021-P	..... exempt	Disposition of tax refunds and other related matters.	To consider the disposition of tax refunds and other related matters.
*PSC-51-17-00011-P	..... exempt	Petition for recovery of certain costs related to the implementation of a Non-Wires Alternative Project.	To consider Con Edison's petition for the recovery of costs for implementing the JFK Project.
*PSC-04-18-00005-P	..... exempt	Notice of intent to submeter electricity.	To consider the notice of intent of Montante/ Morgan Gates Circle LLC to submeter electricity.
*PSC-05-18-00004-P	..... exempt	Lexington Power's ZEC compliance obligation.	To promote and maintain renewable and zero-emission electric energy resources.
*PSC-06-18-00012-P	..... exempt	To consider further proposed amendments to the original criteria to grandfathering established in the Transition Plan	To modify grandfathering criteria
*PSC-06-18-00017-P	..... exempt	Merger of NYAW and Whitlock Farms Water Corp.	To consider the merger of NYAW and Whitlock Farms Water Company into a single corporate entity

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-07-18-00015-P	..... exempt	The accuracy and reasonableness of National Grid's billing for certain interconnection upgrades.	To consider AEC's petition requesting resolution of their billing dispute with National Grid.
*PSC-11-18-00004-P	..... exempt	New York State Lifeline Program.	To consider TracFone's petition seeking approval to participate in Lifeline.
*PSC-13-18-00015-P	..... exempt	Eligibility of an ESCO to market to and enroll residential customers.	To consider whether Astral should be allowed to market to and enroll residential customers following a suspension.
*PSC-13-18-00023-P	..... exempt	Reconciliation of property taxes.	To consider NYAW's request to reconcile property taxes.
*PSC-14-18-00006-P	..... exempt	Petition for abandonment	To consider the abandonment of Willsboro Bay Water Company's water system
*PSC-17-18-00010-P	..... exempt	Petition for use of gas metering equipment.	To ensure that consumer bills are based on accurate measurements of gas usage.
*PSC-18-18-00009-P	..... exempt	Transfer of control of Keene Valley Video Inc.	To ensure performance in accordance with applicable cable laws, regulations and standards and the public interest
*PSC-23-18-00006-P	..... exempt	Whether to impose consequences on Aspiry for its non-compliance with Commission requirements.	To ensure the provision of safe and adequate energy service at just and reasonable rates.
*PSC-24-18-00013-P	..... exempt	Implementation of program rules for Renewable Energy Standard and ZEC requirements.	To promote and maintain renewable and zero-emission electric energy resources.
*PSC-28-18-00011-P	..... exempt	Storm Hardening Collaborative Report.	To ensure safe and adequate gas service.
*PSC-29-18-00008-P	..... exempt	Participation in Targeted Accessibility Fund	To encourage enhanced services for low-income consumers
*PSC-29-18-00009-P	..... exempt	Overvaluing real property tax expense recovery in water rates	To prevent unjust and unreasonable water rates
*PSC-34-18-00015-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and energy efficiency protections are in place.
*PSC-34-18-00016-P	..... exempt	Deferral of pre-staging and mobilization storm costs.	To ensure just and reasonable rates for ratepayers and utility recovery of unexpected, prudently incurred costs.
*PSC-35-18-00003-P	..... exempt	Con Edison's 2018 DSIP and BCA Handbook Update.	To continue Con Edison's transition to a modern utility serving as a Distributed System Platform Provider.
*PSC-35-18-00005-P	..... exempt	NYSEG and RG&E's 2018 DSIP and BCA Handbook Update.	To continue NYSEG and RG&E's transition to modern utilities acting as Distributed System Platform Providers.
*PSC-35-18-00006-P	..... exempt	National Grid's 2018 DSIP and BCA Handbook Update.	To continue National Grid's transition to a modern utility serving as a Distributed System Platform Provider.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-35-18-00008-P	..... exempt	Central Hudson's 2018 DSIP and BCA Handbook Update.	To continue Central Hudson's transition to a modern utility serving as a Distributed System Platform Provider.
*PSC-35-18-00010-P	..... exempt	O&R's 2018 DSIP and BCA Handbook Update.	To continue O&R's transition to a modern utility acting as a Distributed System Platform Provider.
*PSC-39-18-00005-P	..... exempt	Participation in New York State Lifeline Program.	To encourage enhanced services for low-income customers.
*PSC-40-18-00014-P	..... exempt	Annual Reconciliation of Gas Expenses and Gas Cost Recoveries.	To review the gas utilities' reconciliation of Gas Expenses and Gas Cost Recoveries for 2018.
*PSC-42-18-00011-P	..... exempt	Voluntary residential beneficial electrification rate design.	To provide efficient rate design for beneficial technologies in New York State that is equitable for all residential customers.
*PSC-42-18-00013-P	..... exempt	Petition for clarification and rehearing of the Smart Solutions Program Order.	To address the increased demand for natural gas in the Con Edison's service territory and the limited pipeline capacity.
*PSC-44-18-00016-P	..... exempt	Petition for approval of gas metering equipment.	To ensure that customer bills are based on accurate measurements of gas usage.
*PSC-45-18-00005-P	..... exempt	Notice of intent to submeter electricity and waiver of energy audit	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place
*PSC-01-19-00013-P	..... exempt	Order of the Commission related to caller ID unblocking.	To require telephone companies to unblock caller ID on calls placed to the 311 municipal call center in Suffolk County.
*PSC-03-19-00002-P	..... exempt	DPS Staff White Paper for who must be trained in 16 NYCRR Part 753 requirements and how the Commission will approve trainings.	To reduce damage to underground utility facilities by requiring certain training and approving training curricula.
*PSC-04-19-00004-P	..... exempt	Con Edison's petition for the Gas Innovation Program and associated budget.	To pursue programs that continue service reliability and meet customer energy needs while aiding greenhouse gas reduction goals.
*PSC-04-19-00011-P	..... exempt	Update of revenue targets.	To ensure NYAW's rates are just and reasonable and accurately reflect the needed revenues.
*PSC-06-19-00005-P	..... exempt	Consideration of the Joint Utilities' proposed BDP Program.	To to expand opportunities for low-income households to participate in Community Distributed Generation (CDG) projects.
*PSC-07-19-00009-P	..... exempt	Whether to impose consequences on AAA for its non-compliance with Commission requirements.	To insure the provision of safe and adequate energy service at just and reasonable rates.
*PSC-07-19-00016-P	..... exempt	Participation in New York State Lifeline Program.	To encourage enhanced services for low-income customers.
*PSC-09-19-00010-P	..... exempt	Non-pipeline alternatives report recommendations.	To consider the terms and conditions applicable to gas service.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-12-19-00004-P	..... exempt	To test innovative pricing proposals on an opt-out basis.	To provide pricing structures that deliver benefits to customers and promote beneficial electrification technologies.
*PSC-13-19-00010-P	..... exempt	New Commission requirements for gas company operator qualification programs.	To make pipelines safer with improved training of workers who perform construction and repairs on natural gas facilities.
*PSC-19-19-00013-P	..... exempt	Proposed merger of three water utilities into one corporation.	To determine if the proposed merger is in the public interest.
*PSC-20-19-00008-P	..... exempt	Reporting on energy sources	To ensure accurate reporting and encourage clean energy purchases
*PSC-20-19-00010-P	..... exempt	Compensation policies for certain CHP projects	To consider appropriate rules for compensation of certain CHP resources
*PSC-31-19-00013-P	..... exempt	Implementation of Statewide Energy Benchmarking.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
*PSC-31-19-00015-P	..... exempt	Proposed major rate increase in KEDNY's gas delivery revenues by \$236.8 million (13.6% increase in total revenues).	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
*PSC-31-19-00016-P	..... exempt	Proposed major rate increase in KEDLI's gas delivery revenues of approximately \$49.4 million (or 4.1% in total revenues).	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
*PSC-32-19-00012-P	..... exempt	Standby Service Rates and Buyback Service Rates	To ensure just and reasonable rates, including compensation, for distributed energy resources
*PSC-38-19-00002-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
*PSC-39-19-00018-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
*PSC-41-19-00003-P	..... exempt	A voluntary residential three-part rate that would include fixed, usage and demand charges.	To provide qualifying residential customers with an optional three-part rate.
*PSC-44-19-00003-P	..... exempt	Proposed revisions to Standby Service Rates and Buyback Service Rates.	To ensure just and reasonable rates, including compensation, for distributed energy resources.
*PSC-44-19-00005-P	..... exempt	Proposed revisions to Standby Service Rates and Buyback Service Rates.	To ensure just and reasonable rates, including compensation, for distributed energy resources.
*PSC-44-19-00006-P	..... exempt	Proposed revisions to Standby Service Rates and Buyback Service Rates.	To ensure just and reasonable rates, including compensation, for distributed energy resources.
*PSC-44-19-00007-P	..... exempt	Proposed revisions to Standby Service Rates and Buyback Service Rates.	To ensure just and reasonable rates, including compensation, for distributed energy resources.
*PSC-44-19-00008-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
*PSC-44-19-00009-P	..... exempt	Proposed revisions to Standby Service Rates and Buyback Service Rates.	To ensure just and reasonable rates, including compensation, for distributed energy resources.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-46-19-00008-P	..... exempt	Wappingers Falls Hydroelectric LLC's facility located in Wappingers Falls, New York.	To promote and maintain renewable electric energy resources.
*PSC-46-19-00010-P	..... exempt	To test innovative rate designs on an opt-out basis.	To implement alternative innovative rate designs intended to assess customer behaviors in response to price signals
*PSC-50-19-00004-P	..... exempt	Petition to submeter electricity and waiver of energy audit.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
*PSC-52-19-00006-P	..... exempt	Authorization to defer pension settlement losses.	To address the ratemaking related to the pension settlement losses.
*PSC-03-20-00009-P	..... exempt	Changes to the Utility Energy Registry	To determine appropriate rules for data availability
*PSC-04-20-00014-P	..... exempt	Transfer of the Indian Point site, nuclear waste, and decommissioning and site restoration funds from Entergy to Holtec.	To protect the public interest.
*PSC-07-20-00008-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
*PSC-08-20-00003-P	..... exempt	PSC regulation 16 NYCRR § 86.3(a)(2) and 86.3(b)(2).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting.
*PSC-10-20-00003-P	..... exempt	The Commission's statewide low-income discount policy.	To consider modifications to certain conditions regarding utility low-income discount programs.
*PSC-12-20-00008-P	..... exempt	Delivery rates of Corning Natural Gas Corporation.	Whether to postpone the implementation of a change in rates that would otherwise become effective on June 1, 2020.
*PSC-15-20-00011-P	..... exempt	To modify the terms and conditions under which gas utilities provide service to electric generators.	To provide clarity and uniformity to the provision of gas service to electric generators.
*PSC-15-20-00013-P	..... exempt	Ownership of New York American Water Company, Inc.	To consider whether a proposed transfer of ownership of New York American Water Company, Inc. is in the public interest.
*PSC-16-20-00004-P	..... exempt	Disposition of a state sales tax refund.	To determine how much of a state sales tax refund should be retained by Central Hudson.
*PSC-18-20-00012-P	..... exempt	The purchase price of electric energy and capacity from customers with qualifying on-site generation facilities.	To revise the price to be paid by the Company under Service Classification No. 10. for qualifying purchases of unforced capacity
*PSC-18-20-00015-P	..... exempt	Participation of Eligible Telecommunications Carriers (ETCs) in New York State Lifeline Program.	Commission will consider each petition filed by an ETCs seeking approval to participate in the NYS Lifeline program.
*PSC-19-20-00004-P	..... exempt	Clarification of the Order Adopting Changes to the Retail Access Energy Market and Establishing Further Process.	To consider whether energy service companies should be permitted to bank RECs to satisfy their renewable energy requirements.
*PSC-19-20-00005-P	..... exempt	Cost recovery associated with Day-Ahead-DLM and Auto-DLM programs, and elimination of double compensation.	To provide cost recovery for new DLM programs and prevent double compensation to participating customers.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
*PSC-19-20-00009-P	..... exempt	Cost recovery associated with Day-Ahead-DLM and Auto-DLM programs, and elimination of double compensation.	To consider revisions to P.S.C. No. 10 - Electricity, and P.S.C. No. 12 - Electricity.
PSC-21-20-00008-P	..... exempt	Waiver of tariff rules and a related Commission regulation.	To consider whether a waiver of tariff rules and a Commission regulation are just and reasonable and in the public interest.
PSC-23-20-00008-P	..... exempt	Disposition of sales tax refund and other related matters.	To consider the appropriate allocation of the sales tax refund proceeds while balancing ratepayer and shareholder interests.
PSC-25-20-00010-P	..... exempt	Whitepaper regarding energy service company financial assurance requirements.	To consider the form and amount of financial assurances to be included in the eligibility criteria for energy service companies.
PSC-25-20-00016-P	..... exempt	Modifications to the Low-Income Affordability program.	To address the economic impacts of the COVID-19 pandemic.
PSC-27-20-00003-P	..... exempt	To make the uniform statewide customer satisfaction survey permanent.	To encourage consumer protections and safe and adequate service.
PSC-28-20-00022-P	..... exempt	Compensation of distributed energy resources.	To ensure just and reasonable rates, including compensation, for distributed energy resources.
PSC-28-20-00034-P	..... exempt	Petition to implement Section 7(5) of the Accelerated Renewable Energy Growth and Community Benefit Act	To develop the bulk transmission investments necessary to achieve the Climate Leadership and Community Protection Act goals
PSC-31-20-00008-P	..... exempt	Submetering of electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-34-20-00004-P	..... exempt	Notice of intent to submeter electricity and waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-34-20-00005-P	..... exempt	Petition to provide a renewable, carbon-free energy option to residential and small commercial full-service customers.	To increase customer access to renewable energy in the Consolidated Edison Company of New York, Inc. service territory.
PSC-37-20-00006-P	..... exempt	Con Edison's petition for a proposed Non-Pipeline Solutions portfolio and associated budget.	To provide for continued service reliability and to meet customer energy needs while addressing greenhouse gas reduction goals.
PSC-38-20-00004-P	..... exempt	The annual Reconciliation of Gas Expenses and Gas Cost Recoveries.	To consider filings of LDCs and municipalities regarding their Annual Reconciliation of Gas Expenses and Gas Cost Recoveries.
PSC-40-20-00003-P	..... exempt	NYSEG's petition for a proposed Non-Pipeline Alternatives portfolio of projects and associated budget.	To provide for continued service reliability and to meet customer energy needs while addressing greenhouse gas reduction goals.
PSC-40-20-00004-P	..... exempt	Minor rate filing.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-40-20-00006-P	..... exempt	Waiver of tariff rules and a related Commission regulation.	To consider whether a waiver of tariff rules and a Commission regulation are just and reasonable and in the public interest.
PSC-41-20-00010-P	..... exempt	Disposition of a \$50 million municipal tax refund	To consider a disposition of a municipal tax refund for customer and company benefit

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-41-20-00011-P	..... exempt	Major gas rate filing.	To consider a proposed increase in Conring's gas delivery revenues of approximately \$6.3 million (23.4% in total revenues).
PSC-42-20-00006-P	..... exempt	Proposed major rate increase in National Grid's delivery revenues of approximately \$41.8 million (or 9.8% in total revenues).	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-42-20-00008-P	..... exempt	Availability of gas leak information to the public safety officials.	Facilitate availability of gas leak information to public safety officials by gas corporations.
PSC-42-20-00009-P	..... exempt	Proposed major rate increase in National Grid's delivery revenues of approximately \$100.4 million (or 3.2% in total revenues).	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-43-20-00003-P	..... exempt	The use of \$50 million to support residential and commercial customers experiencing financial hardship	To consider whether the proposed support of ratepayers is in the public interest
PSC-44-20-00007-P	..... exempt	Establishment of the regulatory regime applicable to an approximately 90.5 MW electric generating facility.	Consideration of a lightened regulatory regime for an approximately 90.5 MW electric generating facility.
PSC-44-20-00009-P	..... exempt	Notice of intent to submeter electricity and waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-45-20-00003-P	..... exempt	Petition to submeter electricity	To ensure adequate submetering equipment and consumer protections are in place
PSC-45-20-00004-P	..... exempt	Major gas rate filing	To consider an increase in Central Hudson's gas delivery revenues
PSC-45-20-00005-P	..... exempt	Major electric rate filing	To consider an increase in Central Hudson's electric delivery revenues
PSC-46-20-00005-P	..... exempt	The recommendations of the DPS Staff report to improve Hudson Valley Water's service.	To determine if approving the DPS Staff's recommendations is in the public interest.
PSC-47-20-00006-P	..... exempt	Notice of intent to submeter electricity and request for waiver of 16 NYCRR § 96.5(k)(3).	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-47-20-00007-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-47-20-00008-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-48-20-00004-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-48-20-00005-P	..... exempt	Partial waiver of the Order Adopting Changes to the Retail Access Energy Market and Establishing Further Process.	To consider whether Chief Energy Power, LLC should be permitted to offer green gas products to mass market customers.
PSC-48-20-00007-P	..... exempt	Tariff modifications to change National Fuel Gas Distribution Corporation's Monthly Gas Supply Charge provisions.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-49-20-00007-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-51-20-00006-P	..... exempt	Notice of intent to submeter electricity and waiver of energy audit requirement.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-51-20-00007-P	..... exempt	Whitepaper on the ACOS method used by utilities in developing Standby and Buyback Service rates.	To standardize the utility ACOS methods and resulting rates, and to enable stand-alone energy storage systems.
PSC-51-20-00009-P	..... exempt	Partial waiver of the Order Adopting Changes to the Retail Access Energy Market and Establishing Further Process.	To consider whether petitioner should be permitted to offer its "Energy Savings Program" to mass market customers.
PSC-51-20-00010-P	..... exempt	Petition to submeter electricity and request for waiver.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-51-20-00014-P	..... exempt	Electric system needs and compensation for distributed energy resources.	To ensure safe and adequate service and just and reasonable rates, including compensation, for distributed energy resources.
PSC-52-20-00002-P	..... exempt	Petition for the use of gas metering equipment.	To ensure that consumer bills are based on accurate measurements of gas usage.
PSC-52-20-00003-P	..... exempt	Notice of intent to submeter electricity and waiver request.	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-52-20-00004-P	..... exempt	Use of pipeline refund.	To consider how a pipeline refund of \$2.26 million will be utilized by National Fuel.
PSC-52-20-00006-P	..... exempt	Banked credit distribution rules and processes.	To ensure just and consistent banked credit distribution rules and processes.
PSC-52-20-00008-P	..... exempt	Transfer of a natural gas pipeline and the associated certificate, and application of lightened and incidental regulation.	To determine whether the requested transfers and regulatory treatment are consistent with the law and the public interest.
PSC-52-20-00009-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-52-20-00011-P	..... exempt	Petition for the use of gas metering equipment.	To ensure that consumer bills are based on accurate measurements of gas usage.
PSC-52-20-00017-P	..... exempt	Enwave Syracuse LLC and Syracuse Energy Concessionaire LLC's proposed financing.	To review the proposed financing and consider whether it is within the public interest.
PSC-01-21-00004-P	..... exempt	Partial waiver of the Order Adopting Changes to the Retail Access Energy Market and Establishing Further Process.	To consider whether petitioner should be permitted to offer its Home Warranty product to mass market customers.
PSC-01-21-00006-P	..... exempt	A debt financing arrangement with respect to an electric transmission line under development.	To review the proposed financing and consider whether it is within the public interest.
PSC-01-21-00007-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-02-21-00006-P	..... exempt	Disposition of a sales tax refund received by New York American Water, Inc.	To determine the disposition of tax refunds and other related matters.
PSC-03-21-00006-P	..... exempt	Comprehensive study to identify distribution and transmission investments in accordance with the AREGCB Act.	To support distribution and local transmission investments necessary to achieve the State's climate goals.
PSC-03-21-00007-P	..... exempt	Waiver of certain rules, i.e., 7-day installation requirements pertaining to cable television franchise.	To determine whether to waive any rules and regulations.
PSC-03-21-00009-P	..... exempt	The waiver of regulation and tariff provisions to allow for more time to recover the deposit for electric infrastructure.	Whether the extension of the deadline is in the public interest.
PSC-04-21-00016-P	..... exempt	Request for a waiver.	To consider whether good cause exists to support a waiver of the Commission's Test Period Policy Statement.
PSC-04-21-00017-P	..... exempt	Funding and management of the the Clean Energy Fund portfolio.	To review NYSEDA's proposed modifications to the Clean Energy Fund portfolio and determine whether the changes are acceptable.
PSC-04-21-00018-P	..... exempt	Minor electric rate filing to increase annual electric revenues.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-04-21-00019-P	..... exempt	Consideration of National Grid USA's New York electric and gas utilities' Implementation Plan and audit recommendations.	To ensure that recommendations issued in a comprehensive management audit are appropriately addressed and implemented.
PSC-04-21-00020-P	..... exempt	NFG's Implementation Plan and audit recommendations.	To consider to implement the management audit recommendations.
PSC-05-21-00004-P	..... exempt	Alternative proposal for net crediting billing.	To facilitate development of and participation in Community Distributed Generation projects.
PSC-05-21-00005-P	..... exempt	The applicable regulatory regime under the Public Service Law for the owner of a merchant electric generating facility.	Consideration of a lightened regulatory regime for the owner of an approximately 100 MW electric generating facility.
PSC-05-21-00006-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-05-21-00007-P	..... exempt	Petition to amend bill estimation procedures.	To consider the petition of Central Hudson Gas & Electric Corporation to amend its current bill estimation procedures.
PSC-05-21-00008-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-05-21-00009-P	..... exempt	Proposed rate increase in annual revenues.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-05-21-00012-P	..... exempt	The electric utilities' 2021 Electric Emergency Response Plans.	To consider the adequacy of the proposed 2021 Electric Emergency Response Plans.
PSC-06-21-00008-P	..... exempt	Changes to PSL Section 66-p relating to billing information for residential rental premises.	To establish provisions as necessary to effectuate PSL Section 66-p.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-06-21-00009-P	..... exempt	Disposition of a property tax refund received by New York American Water, Inc.	To determine the disposition of tax refunds and other related matters.
PSC-06-21-00010-P	..... exempt	Exemptions from utility standby rates for distributed energy resources and efficient combined heat and power projects.	To determine whether utility standby rate exemptions should be continued.
PSC-06-21-00011-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-07-21-00005-P	..... exempt	Staff Whitepaper recommending modifications to the utility's energy affordability program.	To consider updates and enhancements to the utility's low-income energy affordability program.
PSC-07-21-00006-P	..... exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.
PSC-07-21-00007-P	..... exempt	Conditioned pre-approval of stock transactions of regulated entities.	To consider allowing stock transactions within statutory parameters without Commission approval for individual transactions.
PSC-07-21-00008-P	..... exempt	Waiver of certain Commission requirements related to the distribution of telephone directories.	To reduce unnecessary waste and disposal of hard copy directories.
PSC-07-21-00009-P	..... exempt	PSC regulations 16 NYCRR 86.3(a)(1); 86.3(a)(2); 86.4(b).	To consider a waiver of certain regulations relating to the content of an application for transmission line siting.
PSC-07-21-00010-P	..... exempt	Transfer of street lighting facilities	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction
PSC-07-21-00011-P	..... exempt	Transfer of street lighting facilities	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction
PSC-08-21-00003-P	..... exempt	Utility-owned ESR participation in the New York Independent System Operator, Inc. (NYISO) administered wholesale markets.	To consider if National Grid should use a ESR in NYISO markets, and whether any conditions are appropriate for such use.
PSC-08-21-00004-P	..... exempt	Proposed transfer of water supply assets.	To determine if transfer of all water supply assets is in the public interest.
PSC-08-21-00005-P	..... exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.
PSC-08-21-00006-P	..... exempt	Transfer of street lighting facilities.	To determine whether to transfer street lighting facilities and the proper accounting for the transaction.
PSC-09-21-00002-P	..... exempt	Gas moratorium procedures	To consider procedures and criteria to minimize customer hardships in the unlikely event of a future gas moratorium
PSC-09-21-00003-P	..... exempt	Proposed filing to modify language to reflect upgrades being made to its Legacy Customer Information System.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-09-21-00004-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-09-21-00005-P	..... exempt	Utility capital expenditure proposal.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-09-21-00006-P	..... exempt	Long-term gas system planning.	To consider a process to review gas distribution utilities' long-term system planning.
PSC-09-21-00007-P	..... exempt	Proposed filing to modify language to reflect upgrades being made to its Legacy Customer Information System.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-09-21-00008-P	..... exempt	Changes to PSL Section 66-p relating to billing information for residential rental premises.	To establish provisions as necessary to effectuate PSL Section 66-p.
PSC-10-21-00007-P	..... exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer of street lighting facilities and the proper accounting for the transaction.
PSC-10-21-00008-P	..... exempt	Waiver of tariff rules and a related Commission regulation.	To consider whether a waiver of tariff rules and a Commission regulation are just and reasonable and in the public interest.
PSC-10-21-00009-P	..... exempt	Gas Demand Response Pilot Program.	To provide promote natural gas system reliability by encouraging reductions of natural gas demand during peak gas demand days.
PSC-11-21-00003-P	..... exempt	NYSEG and RG&E's petition for a waiver of its customer service quality performance.	To determine if NYSEG and RG&E's petition for waiver is in the public interest.
PSC-11-21-00004-P	..... exempt	Pre-authorization to transfer certain cyber-security related equipment to other utilities participating in the CMA program.	To enhance the reliability of the energy system by enabling transfers of certain equipment to other participating utilities.
PSC-11-21-00005-P	..... exempt	Petition concerning tariff amendments regarding billing of transformer losses.	To ensure that the National Grid tariff contains appropriate provisions for the billing of transformer losses.
PSC-12-21-00008-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-12-21-00009-P	..... exempt	Transfer of ownership interests and facilities associated with three nuclear generating units, funds, and storage facilities.	To ensure appropriate regulatory review, oversight, and action concerning the proposed transfer to serve the public interest.
PSC-13-21-00016-P	..... exempt	Revised distribution strategies and reallocation of remaining funding.	To ensure the appropriate use of funding reserved for gas safety programs.
PSC-13-21-00017-P	..... exempt	The applicable regulatory regime under the Public Service Law for the owner of an energy storage facility.	Consideration of a lightened regulatory regime for the owner of an approximately 100 MW energy storage facility.
PSC-13-21-00018-P	..... exempt	Compensation of and incentives for distributed energy resources.	To encourage the development of and ensure just and reasonable rates for distributed energy resources.
PSC-13-21-00019-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-13-21-00020-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-13-21-00021-P	..... exempt	Headroom analyses of local transmission and distribution system to support additional renewable energy generation.	To support distribution and local transmission investments necessary to achieve the the State's climate goals.
PSC-13-21-00022-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-13-21-00023-P	..... exempt	Petition for the use of steam metering equipment.	To ensure that consumer bills are based on accurate measurements of steam usage.
PSC-14-21-00003-P	..... 04/07/22	More specific requirements for Operator Qualification to work on pipelines. Allows applications for "special permits."	To make the provision of natural gas service safer in New York State with better qualified pipeline workers.
PSC-14-21-00008-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-14-21-00009-P	..... exempt	Tariff amendments regarding the Clean Energy Standard Supply Surcharge.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-15-21-00006-P	..... exempt	Proposed sale of the Company's stock to the Buyers.	To determine if sale of the Company's stock to the Buyers is in the public interest.
PSC-15-21-00007-P	..... exempt	The applicable regulatory regime under the Public Service Law for the owner of a merchant electric generating facility.	Consideration of a lightened regulatory regime.
PSC-15-21-00008-P	..... exempt	Transfer easement of transmission right-of-way.	To consider the proposed easement and the proper accounting treatment.
PSC-15-21-00009-P	..... exempt	Proposed filing to account for the acquisition of DTI by EGTS.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-15-21-00010-P	..... exempt	Proposed filing to account for the acquisition of DTI by EGTS.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-15-21-00011-P	..... exempt	Tariff rate modifications for net metered distributed energy resources.	To implement just and reasonable rates for distributed energy resources.
PSC-16-21-00005-P	..... exempt	Tier 2 Maintenance Tier Program of the Renewable Energy Standard.	To promote and maintain renewable electric energy resources.
PSC-16-21-00006-P	..... exempt	The appropriate level of community credit capacity for distributed energy generation projects in the territory.	Consideration of an increase in the community credit capacity for distributed generation projects in the territory.
PSC-16-21-00007-P	..... exempt	Accounting-related rules for utilities implementing the Integrated Energy Data Resource.	To consider cost recovery of capital expenditures and budget allocations of costs between affiliated companies.
PSC-16-21-00008-P	..... exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-16-21-00009-P	..... exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.
PSC-16-21-00010-P	..... exempt	Petition to submeter electricity and request for waiver of 16 NYCRR § 96.5(k)(3).	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-16-21-00011-P	..... exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.
PSC-17-21-00002-P	..... exempt	Changes to PSL Section 66-p relating to billing information for residential rental premises.	To establish provisions as necessary to effectuate PSL Section 66-p.
PSC-17-21-00003-P	..... exempt	Notice of intent to submeter electricity and waiver of 16 NYCRR § 96.5(k)(3).	To ensure adequate submetering equipment, consumer protections and energy efficiency protections are in place.
PSC-17-21-00004-P	..... exempt	Waiver of tariff rules.	To consider whether a waiver of tariff rules is just and reasonable and in the public interest.
PSC-17-21-00005-P	..... exempt	Submetering equipment.	To consider use of submetering equipment and if it is in the public interest.
PSC-17-21-00006-P	..... exempt	Community Choice Aggregation and Community Distributed Generation.	To consider permitting opt-out Community Distributed Generation to be offered as the sole product in an aggregation.
PSC-17-21-00007-P	..... exempt	Utility studies of climate change vulnerabilities.	To assess the need for utilities to conduct distinct studies of their climate change vulnerabilities.
PSC-17-21-00008-P	..... exempt	Issuance of securities and other forms of indebtedness.	To provide funding for capital needs, including construction, refinancing of maturing debt.
PSC-18-21-00004-P	..... exempt	Community Choice Aggregation programs.	To modify and improve Community Choice Aggregation programs in New York State.
PSC-18-21-00005-P	..... exempt	Proposed transfer of the Company's capital stock to the Purchaser.	To determine if transfer of the Company's capital stock to the Purchaser is in the public interest.
PSC-18-21-00006-P	..... exempt	Community Choice Aggregation renewable products.	To consider waiving the locational and delivery requirements for RECs purchased to support renewable CCA products.
PSC-18-21-00007-P	..... exempt	System modernization tracker (SMT) recovery period amendment.	To determine whether to extend the recovery period associated with the SMT's leak prone pipe replacement costs.
PSC-18-21-00008-P	..... exempt	RG&E's Economic Development Programs and exemption from funding limits.	To consider RG&E to grant up to \$5.25 million in ED funding to Project Block to the benefit of ratepayers.
PSC-19-21-00006-EP	..... exempt	Waiver of a tariff rule.	To financially assist customers in a time of hardship.
PSC-19-21-00007-P	..... exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
PUBLIC SERVICE COMMISSION			
PSC-19-21-00008-P	..... exempt	Community Choice Aggregation (CCA) and Community Distributed Generation (CDG).	To consider permitting Upstate Power, LLC to serve as a CCA administrator offering an opt-out CDG focused program.
PSC-19-21-00009-P	..... exempt	Major electric rate filing.	To consider an increase in O&R's electric delivery revenues.
PSC-19-21-00010-P	..... exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.
PSC-19-21-00011-P	..... exempt	Debt financing arrangement.	To review the proposed financing and consider whether authorization is within the public interest.
PSC-19-21-00012-P	..... exempt	Major gas rate filing.	To consider an increase in O&R's gas delivery revenues.
PSC-19-21-00013-P	..... exempt	The proposed transfer of ownership interests and debt financing arrangement related to certain electric generating facilities.	To determine whether the proposed transfer of ownership interests and financing arrangement are in the public interest.
PSC-20-21-00003-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-20-21-00004-P	..... exempt	Regulatory approvals in connection with a 437 MW electric generating facility.	To ensure appropriate regulatory review, oversight, and action, consistent with the public interest.
PSC-21-21-00012-P	..... exempt	Petition for the use of gas metering equipment.	To ensure that consumer bills are based on accurate measurements of gas usage.
PSC-21-21-00013-P	..... exempt	The Competitive Tier 2 program adopted in the Commission's Order Adopting Modifications to the Clean Energy Standard.	To determine the process for the resale of environmental attributes procured under the Competitive Tier 2 program.
PSC-21-21-00014-P	..... exempt	Transfer of excess development rights associated with utility property.	To determine whether to authorize the transfer of excess development rights associated with utility property.
PSC-21-21-00015-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-21-21-00016-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-21-21-00017-P	..... exempt	Petition to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.
PSC-21-21-00018-P	..... exempt	Transfer of street lighting facilities.	To determine whether to authorize the transfer street of lighting facilities and the proper accounting for the transaction.
PSC-21-21-00019-P	..... exempt	Utility capital expenditure proposal.	To ensure safe and adequate service at just and reasonable rates charged to customers without undue preferences.
PSC-21-21-00020-P	..... exempt	Notice of intent to submeter electricity.	To ensure adequate submetering equipment and consumer protections are in place.

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
STATE, DEPARTMENT OF			
DOS-48-20-00010-P	12/02/21	Procedures and requirements related to the filing of certificates by the Department of State's Division of Corporations	To clarify and update procedures related to the filing of certificates with the Division of Corporations
DOS-05-21-00013-P	02/03/22	Requirements and procedures related to filing, review and publication of financial reports filed with the Department of State	To provide procedures related to the filing, review and publication of financial reports filed with the Department of State
DOS-12-21-00010-P	05/27/22	New York State Uniform Fire Prevention and Building Code (the Uniform Code)	To amend the existing Uniform Code to add specific provisions applicable to rail stations
DOS-13-21-00025-P	03/31/22	Successor in interest registrations under the Right of Publicity law	To establish the fee and verification requirements to file a claim under the Right of Publicity law
DOS-19-21-00014-P	07/15/22	Minimum standards for administration and enforcement of the Uniform Code and Energy Code	To revise the minimum standards applicable to a program for administration and enforcement of the Uniform Code and Energy Code
STATE UNIVERSITY OF NEW YORK			
*SUN-53-19-00005-P	07/24/21	Proposed amendments to the traffic and parking regulations at State University Agricultural and Technical College at Morrisville	Amend existing regulations to update traffic and parking regulations
SUN-29-20-00004-EP	07/24/21	State basic financial assistance for the operating expenses of community colleges under the program of SUNY and CUNY	To modify limitations formula for basic State financial assistance and remove an operating support "floor"
SUN-29-20-00005-EP	07/24/21	Student Assembly Elections, Student Assembly Officers, Campus Government Elections, Student Activity Fees	To postpone voting on student activity fees and elections of Student Assembly representatives and officers until Fall 2020
SUN-11-21-00006-EP	03/17/22	Gender Neutral Bathrooms	To conform with legislation requiring SUNY state-operated campuses to designate all single occupancy bathrooms as gender neutral
SUN-17-21-00014-EP	04/28/22	Holiday Leave	To designate Juneteenth as a holiday for SUNY employees
SUN-17-21-00015-EP	04/28/22	Appointment of Employees; Eligibility	To allow for the addition of one year to the service limits for faculty hired between May 20, 2020 - June 30, 2021
SUN-20-21-00005-EP	05/19/22	State basic financial assistance for the operating expenses of community colleges under the programs of SUNY and CUNY	To modify limitations formula for basic State financial assistance and establish a funding floor
STATEN ISLAND RAPID TRANSIT OPERATING AUTHORITY			
SIR-39-20-00008-EP	09/30/21	Requiring mask wearing covering the nose and mouth when using terminals, stations and trains operated by SIRTOA.	To safeguard the public health and safety by amending rules to require the use of masks when using terminals and stations.
TAXATION AND FINANCE, DEPARTMENT OF			
TAF-46-20-00003-P	exempt	Fuel use tax on motor fuel and diesel motor fuel and the art. 13-A carrier tax jointly administered therewith	To set the sales tax component and the composite rate per gallon for the period January 1, 2021 through March 31, 2021

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
TAXATION AND FINANCE, DEPARTMENT OF			
TAF-21-21-00005-P	..... exempt	Fuel use tax on motor fuel and diesel motor fuel and the art. 13-A carrier tax jointly administered therewith	To set the sales tax component and the composite rate per gallon for the period July 1, 2021 through September 30, 2021
TEMPORARY AND DISABILITY ASSISTANCE, OFFICE OF			
TDA-46-20-00002-P	..... 11/18/21	Payment access cards	To update State regulations pertaining to payment access cards to align with Part V of Chapter 56 of the Laws of 2020
TDA-13-21-00010-P	..... 03/31/22	Establishment of parentage	To amend state regulations for the establishment of paternity to reflect federal and recently-enacted state statutory requirements, to coordinate and update terminology used by the Child Support Program, and to conform regulatory citations with state laws
TRANSPORTATION, DEPARTMENT OF			
TRN-14-21-00004-P	..... 04/07/22	Regulation of commercial motor carriers in New York State	The rule making updates Title 49 CFR provisions incorporated by reference pursuant to regulation of commercial motor carriers
WORKERS' COMPENSATION BOARD			
WCB-28-20-00003-EP	..... 07/24/21	Adding COVID-19 diagnosis by a health care provider as a serious health condition for purposes of Paid Family Leave	To clarify that employees may take PFL to care for a family member with COVID-19
WCB-42-20-00004-P	..... 10/21/21	Medical Treatment Guidelines	To add PTSD and acute stress disorder, and major depressive disorder MTGs
WCB-42-20-00005-RP	..... 10/21/21	Medical Treatment Guidelines	To add PTSD and acute stress disorder, and major depressive disorder MTGs
WCB-06-21-00013-P	..... 02/10/22	Medical Treatment Guidelines	To update back, neck, shoulder, knee, and NAP MTGs
WCB-10-21-00006-P	..... 03/10/22	Direct Deposit of compensation payments	To implement the statute requiring direct deposit be available for certain compensation payments
WCB-13-21-00002-EP	..... 03/31/22	Ambulatory surgery services fees	To update fees for ambulatory surgery services fees, especially due to the COVID-19 pandemic
WCB-13-21-00003-EP	..... 03/31/22	Designated contact information	To provide a compliance date for carriers, self-insured employers, or TPAs to designate points of contact in the PAR process
WCB-13-21-00004-EP	..... 03/31/22	Notice as required for compliance with the Formulary	To provide a compliance date for carriers, self-insured employers, or TPAs to provide notice as required by 12 NYCRR 441.3(f)
WCB-13-21-00009-P	..... 03/31/22	Updating the prescription drug formulary prior authorization process	To include medical marijuana in the prior authorization process
WCB-15-21-00003-P	..... 04/14/22	Medical Treatment Guidelines	To update the NAP MTGs

Agency I.D. No.	Expires	Subject Matter	Purpose of Action
WORKERS' COMPENSATION BOARD			
WCB-21-21-00011-P	..... 05/26/22	PFL intermittent leave	To clarify the number of intermittent leave days eligible employees can take

SECURITIES OFFERINGS

STATE NOTICES

Published pursuant to provisions of General Business Law
[Art. 23-A, § 359-e(2)]

DEALERS; BROKERS

604-620 Oak Avenue LLC
604-620 Oak Ave., Springdale, AR 72764
State or country in which incorporated — Arkansas

6720 Oakwood LLC
1570 Indian Creek Rd., Marion, IA 52302
State or country in which incorporated — Delaware

Art's Cafe Community Owners, LLC
37 N. Buffalo Street, Springville, NY 14141
State or country in which incorporated — New York limited liability company

Cambridge 303 LLC
633 E. Fernhurst Dr., Suite 1201, Katy, TX 77450
State or country in which incorporated — Texas

Charles Schwab & Co., Inc.
101 Montgomery St., San Francisco, CA 94104
State or country in which incorporated — Massachusetts

Crossways SPE LLC
16150 SW Upper Boones Ferry Rd., Portland, OR 97224
State or country in which incorporated — Delaware

CSW Arbour Square V Huntingdon Valley, L.P.
c/o Capital Solutions, Inc., 910 Harvest Drive, Suite 105, Blue Bell, PA 19422
Partnership — AS V GP, LLC

Lenovo Group Limited
23rd Fl., Lincoln House, Taikoo Place, 979 King's Rd., Quarry Bay, Hong Kong
State or country in which incorporated — Hong Kong

Timberstone, LLC
106 Church St., Fl. 3, Charleston, SC 29401
State or country in which incorporated — North Carolina

Volastra Therapeutics, Inc.
1361 Amsterdam Ave., Suite 520, New York, NY 10027
State or country in which incorporated — Delaware

Wearable Health Solutions, Inc.
2300 Yonge St., Suite 1600, Ontario, M4P 1E4 Canada
State or country in which incorporated — Canada

ADVERTISEMENTS FOR BIDDERS/CONTRACTORS

SEALED BIDS

REPLACE GYM ROOF

Woodbourne Correctional Facility
Woodbourne, Sullivan County

Sealed bids for Project Nos. M3125-C, M3125-H and M3125-E, comprising separate contracts for Construction Work, HVAC Work, and Electrical Work, Replace Gym Roof, Building 45, Woodbourne Correctional Facility, 99 Prison Road, Woodbourne (Sullivan County), NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Department of Correctional Services, until 2:00 p.m. on Wednesday, May 26, 2021, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a bid security (i.e. certified check, bank check, or bid bond in the amount of \$33,000 for C, \$24,400 for H, and \$4,800 for E).

All successful bidders will be required to furnish a Performance Bond and a Labor and Material Bond pursuant to Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$500,000 and \$1,000,000 for C, between \$250,000 and \$500,000 for H, and between \$50,000 and \$100,000 for E.

Pursuant to State Finance Law §§ 139-j and 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest posting on the OGS website, in a newspaper of general circulation, or in the Contract Reporter, of written notice, advertisement or solicitation of offers, through final award and approval of the contract by OGS D&C and the Office of the State Comptroller ("Restricted Period") to other than designated staff, unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are John Pupons, Jessica Hoffman and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862, and John Lewycky, Acting Director, Design & Construction Group, telephone (518) 474-0201, fax (518) 486-1650. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and to make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <https://ogs.ny.gov/ACPL/>

Pursuant to Public Buildings Law § 8(6), effective January 11, 2020, for any projects where the project design commenced on or after January 1, 2020 and for any contracts over \$5,000 for the work of construction, reconstruction, alteration, repair, or improvement of any State building, a responsible and reliable NYS-certified Minority or Women-Owned Business Enterprise that submits a bid within ten

percent of the lowest bid will be deemed the apparent low bidder provided that the bid is \$1,400,000 or less, as adjusted annually for inflation beginning January 1, 2020. If more than one responsible and reliable MWBE firm meets these requirements, the MWBE firm with the lowest bid will be deemed the apparent low bidder.

 X Project commenced design before January 1, 2020. Not subject to provision.

 Project commenced design on or after January 1, 2020. Subject to provision.

The substantial completion date for this project is 318 days after the Agreement is approved by the Comptroller.

No pre-bid site visits have been scheduled for this project and prospective bidders are not allowed to visit the project site or facility buildings and grounds to take measurements or examine existing conditions.

Pursuant to New York State Executive Law Article 15-A and the rules and regulations promulgated thereunder, OGS is required to promote opportunities for the maximum feasible participation of New York State-certified Minority and Women-owned Business Enterprises ("MWBEs") and the employment of minority group members and women in the performance of OGS contracts. All bidders are expected to cooperate in implementing this policy. OGS hereby establishes an overall goal of 30% for MWBE participation, 15% for Minority-Owned Business Enterprises ("MBE") participation and 15% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs) for Construction Work and an overall goal of 10% for MWBE participation, 5% for Minority-Owned Business Enterprises ("MBE") participation and 5% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs) for HVAC Work. The total contract goal can be obtained by utilizing any combination of MBE and/or WBE participation for subcontracting and supplies acquired under this Contract. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of MWBEs on the Contract for the provision of services and materials.

Article 17-B of the New York State Executive Law provides for more meaningful participation in public procurement by certified Service-Disabled Veteran-Owned Businesses ("SDVOBs"). Bidders are expected to consider SDVOBs in the fulfillment of the requirements of the Contract. Such participation may be as subcontractors or suppliers, as protégés, or in other partnering or supporting roles. OGS hereby establishes overall goals for SDVOBs' participation under this contract as follows: 3% for the C trade contractor, 0% for the E trade contractor, and 3% for the H trade contractor, based on the current availability of qualified SDVOBs. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of SDVOBs on the Contract for the provision of services and materials.

The Office of General Services reserves the right to reject any or all bids.

The Bidding and Contract Documents for this Project are available for viewing and downloading from OGS Design & Construction's plan room hosting service, Bid Express. Vendors wishing to view and/or download bid documents must complete a one-time registration for the Bid Express service. There is no cost to register for Bid Express. Registration along with viewing and downloading of docu-

ments can be accessed at the following link: <http://www.bidexpress.com>

For questions about downloading of bid documents, please send an e-mail to support@bidexpress.com, or call the Bid Express toll-free number at (888) 352-2439.

For all other questions, please send an email to DCPlans@ogs.ny.gov, or call (518) 474-0203.

For additional information on this project, please use the link below and then click on the project number: <https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>

By *John D. Lewyckyj, Deputy Director*
OGS - Design & Construction Group

PROVIDE
FACILITY CLOSURE
Watertown Correctional Facility
Watertown, Jefferson County

Sealed bids for Project Nos. M3159-C, M3159-H, M3159-P and M3159-E, comprising separate contracts for Construction Work, HVAC Work, Plumbing Work, and Electrical Work, Provide Facility Closure, Watertown Correctional Facility, 23147 Swan Road, Watertown (Jefferson County), NY will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Department of Correctional Services, until 2:00 p.m. on Wednesday, May 26, 2021 when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a bid security (i.e. certified check, bank check, or bid bond in the amount of \$21,400 for C, \$20,900 for H, \$22,700 for P, and \$15,000 for E).

All successful bidders will be required to furnish a Performance Bond and a Labor and Material Bond pursuant to Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract value of \$358,000 for C; \$298,000 for H; \$567,000 for P and \$176,000 for E.

Pursuant to State Finance Law §§ 139-j and 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest posting on the OGS website, in a newspaper of general circulation, or in the Contract Reporter, of written notice, advertisement or solicitation of offers, through final award and approval of the contract by OGS D&C and the Office of the State Comptroller ("Restricted Period") to other than designated staff, unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are John Pupons, Jessica Hoffman and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862, and John Lewyckyj, Acting Director, Design & Construction Group, telephone (518) 474-0201, fax (518) 486-1650. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and to make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <https://ogs.ny.gov/ACPL/>

Pursuant to Public Buildings Law § 8(6), effective January 11, 2020, for any projects where the project design commenced on or after January 1, 2020 and for any contracts over \$5,000 for the work of construction, reconstruction, alteration, repair, or improvement of any State building, a responsible and reliable NYS-certified Minority or Women-Owned Business Enterprise that submits a bid within ten

percent of the lowest bid will be deemed the apparent low bidder provided that the bid is \$1,400,000 or less, as adjusted annually for inflation beginning January 1, 2020. If more than one responsible and reliable MWBE firm meets these requirements, the MWBE firm with the lowest bid will be deemed the apparent low bidder.

_____ Project commenced design before January 1, 2020. Not subject to provision.

 X Project commenced design on or after January 1, 2020. Subject to provision.

The substantial completion date for this project is 181 days after the Agreement is approved by the Comptroller.

As a condition of award, within 48 hours of receipt of the proposed Contract Agreement from the State, the apparent low bidder shall return the Contract Agreement to the State, properly executed, along with the Bonds if required by said Agreement. Low bidders who cannot meet these provisions may be subject to disqualification and forfeiture of the bid security.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be on May 20, 2021 at 8:00 a.m., 10:30 a.m. or 1:30 p.m. at the Watertown Correctional Facility, 23147 Swan Rd, Watertown, NY. Prospective bidders are urged, but not mandated, to visit the site at this time. Prospective bidders or their representatives attending the pre-bid site visit will not be admitted on facility grounds without proper photo identification. Note that parking restrictions and security provisions will apply, and all vehicles will be subject to search. Refer to Document 002218 for any additional requirements for attendance at the pre-bid site visit.

Phone the office of Megan Miller (315 785-6447) a minimum of 7 business days in advance of the date to provide the names of those who will attend the pre-bid site visit. Only contractors that schedule a visit at least 7 business days in advance will be allowed to participate in the pre-bid site visit.

Article 17-B of the New York State Executive Law provides for more meaningful participation in public procurement by certified Service-Disabled Veteran-Owned Businesses ("SDVOBs"). Bidders are expected to consider SDVOBs in the fulfillment of the requirements of the Contract. Such participation may be as subcontractors or suppliers, as protégés, or in other partnering or supporting roles. OGS hereby establishes overall goals for SDVOBs' participation under this contract as follows: 0% for the C trade contractor, 0% for the E trade contractor, 0% for the H trade contractor, and 0% for the P trade contractor, based on the current availability of qualified SDVOBs. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of SDVOBs on the Contract for the provision of services and materials.

The Office of General Services reserves the right to reject any or all bids.

The Bidding and Contract Documents for this Project are available for viewing and downloading from OGS Design & Construction's plan room hosting service, Bid Express. Vendors wishing to view and/or download bid documents must complete a one-time registration for the Bid Express service. There is no cost to register for Bid Express. Registration along with viewing and downloading of documents can be accessed at the following link: <http://www.bidexpress.com>

For questions about downloading of bid documents, please send an e-mail to support@bidexpress.com, or call the Bid Express toll-free number at (888) 352-2439.

For all other questions, please send an email to DCPlans@ogs.ny.gov, or call (518) 474-0203.

For additional information on this project, please use the link below and then click on the project number: <https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>

By *John D. Lewyckyj, Deputy Director*
OGS - Design & Construction Group

**PROVIDE
FACILITY CLOSURE**
Gowanda Correctional Facility
Gowanda, Erie County

Sealed bids for Project Nos. M3160-C, M3160-H, M3160-P and M3160-E, comprising separate contracts for Construction Work, HVAC Work, Plumbing Work, and Electrical Work, Provide Facility Closure, Gowanda Correctional Facility, South Road, Gowanda (Erie County) NY, will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the Department of Correctional Services, until 2:00 p.m. on Wednesday, May 26, 2021 when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a bid security (i.e. certified check, bank check, or bid bond in the amount of \$21,500 for C, \$16,200 for H, \$21,900 for P, and \$14,400 for E).

All successful bidders will be required to furnish a Performance Bond and a Labor and Material Bond pursuant to Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract value of \$331,000 for C; \$190,000 for H; \$337,000 for P and \$169,000 for E.

Pursuant to State Finance Law §§ 139-j and 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest posting on the OGS website, in a newspaper of general circulation, or in the Contract Reporter, of written notice, advertisement or solicitation of offers, through final award and approval of the contract by OGS D&C and the Office of the State Comptroller ("Restricted Period") to other than designated staff, unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are John Pupons, Jessica Hoffman and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862, and John Lewyckyj, Acting Director, Design & Construction Group, telephone (518) 474-0201, fax (518) 486-1650. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and to make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <https://ogs.ny.gov/ACPL/>

Pursuant to Public Buildings Law § 8(6), effective January 11, 2020, for any projects where the project design commenced on or after January 1, 2020 and for any contracts over \$5,000 for the work of construction, reconstruction, alteration, repair, or improvement of any State building, a responsible and reliable NYS-certified Minority or Women-Owned Business Enterprise that submits a bid within ten percent of the lowest bid will be deemed the apparent low bidder provided that the bid is \$1,400,000 or less, as adjusted annually for inflation beginning January 1, 2020. If more than one responsible and reliable MWBE firm meets these requirements, the MWBE firm with the lowest bid will be deemed the apparent low bidder.

_____ Project commenced design before January 1, 2020. Not subject to provision.

X Project commenced design on or after January 1, 2020. Subject to provision.

The substantial completion date for this project is 225 days after the Agreement is approved by the Comptroller.

As a condition of award, within 48 hours of receipt of the proposed Contract Agreement from the State, the apparent low bidder shall return the Contract Agreement to the State, properly executed, along with the Bonds if required by said Agreement. Low bidders who cannot meet these provisions may be subject to disqualification and forfeiture of the bid security.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be on 5/20/2021 at either 8:00 a.m., 10:30 a.m. or 1:30 p.m. at the Gowanda Correctional Facility, South Road, Gowanda, NY. Prospective bidders are urged, but not mandated, to visit the site at this time. Prospective bidders or their representatives attending the pre-bid site visit will not be admitted on facility grounds without proper photo identification. Note that parking restrictions and security provisions will apply, and all vehicles will be subject to search. Refer to Document 002218 for any additional requirements for attendance at the pre-bid site visit.

Phone the office of Kim Himes (716-532-5151) a minimum of 7 business days in advance of the date to provide the names of those who will attend the pre-bid site visit. Only contractors that schedule a visit at least 7 business days in advance will be allowed to participate in the pre-bid site visit.

Article 17-B of the New York State Executive Law provides for more meaningful participation in public procurement by certified Service-Disabled Veteran-Owned Businesses ("SDVOBs"). Bidders are expected to consider SDVOBs in the fulfillment of the requirements of the Contract. Such participation may be as subcontractors or suppliers, as protégés, or in other partnering or supporting roles. OGS hereby establishes overall goals for SDVOBs' participation under this contract as follows: 0% for the C trade contractor, 0% for the E trade contractor, 0% for the H trade contractor, and 0% for the P trade contractor, based on the current availability of qualified SDVOBs. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of SDVOBs on the Contract for the provision of services and materials.

The Office of General Services reserves the right to reject any or all bids.

The Bidding and Contract Documents for this Project are available for viewing and downloading from OGS Design & Construction's plan room hosting service, Bid Express. Vendors wishing to view and/or download bid documents must complete a one-time registration for the Bid Express service. There is no cost to register for Bid Express. Registration along with viewing and downloading of documents can be accessed at the following link: <http://www.bidexpress.com>

For questions about downloading of bid documents, please send an e-mail to support@bidexpress.com, or call the Bid Express toll-free number at (888) 352-2439.

For all other questions, please send an email to DCPlans@ogs.ny.gov, or call (518) 474-0203.

For additional information on this project, please use the link below and then click on the project number: <https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>

By *John D. Lewyckyj*, Deputy Director
OGS - Design & Construction Group

**PROVIDE
STATION BUILDING**
NYS Police Hastings
Central Square, Oswego County

Sealed bids for Project Nos. 46193-C, 46193-H, 46193-P and 46193-E, comprising separate contracts for Construction Work, HVAC Work, Plumbing Work, and Electrical Work, Provide Station Building, NYS Police Hastings, 100 Wilson Road, Central Square (Oswego County), NY will be received by the Office of General Services (OGS), Design & Construction Group (D&C), Division of Contract Management, 35th Fl., Corning Tower, Empire State Plaza, Albany, NY 12242, on behalf of the New York State Police, until 2:00 p.m. on Wednesday, June 9, 2021, when they will be publicly opened and read. Each bid must be prepared and submitted in accordance with the Instructions to Bidders and must be accompanied by a bid security (i.e. certified check, bank check, or bid bond in the amount of \$75,400 for C, \$16,900 for H, \$15,700 for P, and \$24,400 for E).

All successful bidders will be required to furnish a Performance Bond and a Labor and Material Bond pursuant to Sections 136 and 137 of the State Finance Law, each for 100% of the amount of the Contract estimated to be between \$2,000,000 and \$3,000,000 for C, between \$100,000 and \$250,000 for H, between \$100,000 and \$250,000 for P, and between \$500,000 and \$1,000,000 for E.

Pursuant to State Finance Law §§ 139-j and 139-k, this solicitation includes and imposes certain restrictions on communications between OGS D&C and a bidder during the procurement process. A bidder is restricted from making contacts from the earliest posting on the OGS website, in a newspaper of general circulation, or in the Contract Reporter, of written notice, advertisement or solicitation of offers, through final award and approval of the contract by OGS D&C and the Office of the State Comptroller ("Restricted Period") to other than designated staff, unless it is a contact that is included among certain statutory exceptions set forth in State Finance Law § 139-j(3)(a). Designated staff are John Pupons, Jessica Hoffman and Pierre Alric in the Division of Contract Management, telephone (518) 474-0203, fax (518) 473-7862, and John Lewyckyj, Acting Director, Design & Construction Group, telephone (518) 474-0201, fax (518) 486-1650. OGS D&C employees are also required to obtain certain information when contacted during the restricted period and to make a determination of the responsibility of the bidder pursuant to these two statutes. Certain findings of non-responsibility can result in rejection for contract award and in the event of two findings within a four-year period, the bidder is debarred from obtaining governmental Procurement Contracts. Bidders responding to this Advertisement must familiarize themselves with the State Finance Law requirements and will be expected to affirm that they understand and agree to comply on the bid form. Further information about these requirements can be found within the project manual or at: <https://ogs.ny.gov/ACPL/>

Pursuant to Public Buildings Law § 8(6), effective January 11, 2020, for any projects where the project design commenced on or after January 1, 2020 and for any contracts over \$5,000 for the work of construction, reconstruction, alteration, repair, or improvement of any State building, a responsible and reliable NYS-certified Minority or Women-Owned Business Enterprise that submits a bid within ten percent of the lowest bid will be deemed the apparent low bidder provided that the bid is \$1,400,000 or less, as adjusted annually for inflation beginning January 1, 2020. If more than one responsible and reliable MWBE firm meets these requirements, the MWBE firm with the lowest bid will be deemed the apparent low bidder.

X Project commenced design before January 1, 2020. Not subject to provision.

_____ Project commenced design on or after January 1, 2020. Subject to provision.

The substantial completion date for this project is 573 days after the Agreement is approved by the Comptroller.

The only time prospective bidders will be allowed to visit the job site to take field measurements and examine existing conditions of the project area will be at 9:00 a.m. on Tuesday May 25, 2021, at 100 Wilson Road, Central Square NY. Prospective bidders are urged, but not mandated, to visit the site at this time. Prospective bidders or their representatives attending the pre-bid site visit will not be admitted on facility grounds without proper photo identification. Note that parking restrictions and security provisions will apply, and all vehicles will be subject to search.

Phone the office of Shana Stevens; (315-702-8043) a minimum of 72 hours in advance of the date to provide the names of those who will attend the pre-bid site visit. Only contractors that schedule a visit at least 72 hours in advance will be allowed to participate in the pre-bid site visit. Refer to Document 002218 – Supplementary Instructions to Bidders - Pre-Bid Site Visit for additional requirements.

Pursuant to New York State Executive Law Article 15-A and the rules and regulations promulgated thereunder, OGS is required to promote opportunities for the maximum feasible participation of New York State-certified Minority and Women-owned Business Enterprises ("MWBEs") and the employment of minority group members and women in the performance of OGS contracts. All bidders are expected to cooperate in implementing this policy. OGS hereby establishes an

overall goal of 30% for MWBE participation, 15% for Minority-Owned Business Enterprises ("MBE") participation and 15% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs) for Construction Work and HVAC Work and an overall goal of 20% for MWBE participation, 10% for Minority-Owned Business Enterprises ("MBE") participation and 10% for Women-Owned Business Enterprises ("WBE") participation (based on the current availability of qualified MBEs and WBEs) for Electrical Work and Plumbing Work. The total contract goal can be obtained by utilizing any combination of MBE and/or WBE participation for subcontracting and supplies acquired under this Contract. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of MWBEs on the Contract for the provision of services and materials.

Article 17-B of the New York State Executive Law provides for more meaningful participation in public procurement by certified Service-Disabled Veteran-Owned Businesses ("SDVOBs"). Bidders are expected to consider SDVOBs in the fulfillment of the requirements of the Contract. Such participation may be as subcontractors or suppliers, as protégés, or in other partnering or supporting roles. OGS hereby establishes overall goals for SDVOBs' participation under this contract as follows: 6% for the C trade contractor, 6% for the E trade contractor, 3% for the H trade contractor, and 3% for the P trade contractor, based on the current availability of qualified SDVOBs. Trades with 0% goals are encouraged to make "good faith efforts" to promote and assist in the participation of SDVOBs on the Contract for the provision of services and materials.

The Office of General Services reserves the right to reject any or all bids.

The Bidding and Contract Documents for this Project are available for viewing and downloading from OGS Design & Construction's plan room hosting service, Bid Express. Vendors wishing to view and/or download bid documents must complete a one-time registration for the Bid Express service. There is no cost to register for Bid Express. Registration along with viewing and downloading of documents can be accessed at the following link: <http://www.bidexpress.com>

For questions about downloading of bid documents, please send an e-mail to support@bidexpress.com, or call the Bid Express toll-free number at (888) 352-2439.

For all other questions, please send an email to DCPlans@ogs.ny.gov, or call (518) 474-0203.

For additional information on this project, please use the link below and then click on the project number: <https://online.ogs.ny.gov/dnc/contractorConsultant/esb/ESBPlansAvailableIndex.asp>

By *John D. Lewyckyj*, Deputy Director
OGS - Design & Construction Group

NOTICE OF AVAILABILITY OF STATE AND FEDERAL FUNDS

Department of Environmental Conservation
625 Broadway
Albany, NY 12233-2560

FIRE DEPARTMENTS

Rural Volunteer Fire Assistance

Pursuant to the Agriculture Appropriations Act, Section 7(b)3 of P.L. 95-313 (Cooperative Forestry Assistance Act of 1978), the New York State Department of Environmental Conservation hereby gives notice of the following:

The New York State Department of Environmental Conservation (The Department) will administer the 2021 Volunteer Fire Assistance (VFA) Grant program to assist eligible rural fire departments in the purchase of eligible wildland fire suppression equipment. VFA applications will be accepted through June 30, 2021.

A federal appropriation of \$603,581 was awarded for fire assistance grants in NYS. Fire departments eligible to apply may receive grant funding up to \$1,500 for the purchase of eligible wildland fire suppression equipment. Fire departments are required to equally match (50/50) the amount of the award. Grant funding is based on federal guidelines for use in fire districts serving a rural area or a rural community with a population of 10,000 or less. A fire department serving a population greater than 10,000 and not providing protection to a rural area or rural community is not eligible for VFA financial assistance.

Applications are scored based on established rating criteria including: population, the I.S.O. Fire Prevention Insurance rating, the presence of Native American communities in the district and the date of the last VFA grant received.

Applications are available on-line at <http://www.dec.ny.gov/regulations/2364.html>. For further information, contact: Lynne Korona, NYS DEC Division of Forest Protection, 625 Broadway, 3rd Floor, Albany, NY 12233-2560, (518) 402-8835 or email questions to: vfragrant@dec.ny.gov

Division of Homeland Security and Emergency Services

1220 Washington Ave.
Bldg. 7a, 4th Fl.
Albany, NY 12242

STATE-LEVEL AGENCIES, FEDERALLY RECOGNIZED INDIAN TRIBAL GOVERNMENTS, LOCAL GOVERNMENTS (TO INCLUDE STATE-RECOGNIZED INDIAN TRIBES AND AUTHORIZED INDIAN TRIBAL ORGANIZATIONS), CERTAIN PRIVATE NON-PROFITS (PNPs) THAT PERFORM A GOVERNMENT-LIFE FUNCTION, ELIGIBLE APPLICANTS UNDER FEMA'S PUBLIC ASSISTANCE (PA) PROGRAM

DR-4567 Tropical Storm Isaias Hazard Mitigation Grant Program (HMGP)

The New York State Division of Homeland Security and Emergency Services (DHSES) is pleased to announce the availability of Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Program (HMGP) funds for Presidential Declaration: DR-4567 (Tropical Storm Isaias).

FEDERAL FUNDS
AVAILABLE*:

\$15,000,000 (estimated for projects)

\$1,050,000 (estimated for planning)

*It is anticipated, though not guaranteed, that available funding for the HMGP under DR-4567 may be higher. All subapplicants with potential projects, including those where costs exceed current estimated funding, are encouraged to apply.

ELIGIBLE ACTIVITIES:

Implementing Hazard Mitigation Projects and Multi-Jurisdictional Hazard Mitigation Planning and Planning Activities

DATE ANNOUNCED:

Wednesday, May 5, 2021

LETTERS OF INTENT
(LOI) DUE:

Friday, June 11, 2021 @ 5:00 PM

What is the HMGP?

After a Presidential declaration, New York State receives HMGP funds to administer grant programs that support mitigation planning and long-term hazard mitigation measures that enhance the State's resiliency posture, avoid loss of life, and reduce damages to improved property.

- The State of New York, acting through DHSES, is the applicant for FEMA's HMGP.

- Eligible subapplicants: State-level agencies, federally recognized Indian Tribal Governments, local governments (to include State-recognized Indian Tribes and authorized Indian Tribal organizations), and certain Private Non-Profits (PNPs) that perform a government-like function. Eligible applicants under FEMA's Public Assistance (PA) program are also eligible subapplicants under the HMGP.

- Ineligible subapplicants for HMGP assistance include individuals and businesses; however, eligible subapplicants may apply on their behalf.

- FEMA's planning requirement must be met by all subapplicants at the time of project approval.

- HMGP funded projects must be cost-effective through verification that future benefits (losses avoided) are equal to or greater than the project's cost (see more on this on page 2).

- HMGP provides up to 75% reimbursement of eligible costs, not to exceed the award. The remaining 25% non-federal match will be the responsibility of the subapplicant. The non-federal cost share may consist of cash, donated or in-kind services, materials, or any combination thereof. While most Federal funds cannot be used for the non-federal match, there are some exceptions.

- Information about the HMGP and all program requirements are available in FEMA's Hazard Mitigation Assistance (HMA) Unified Guidance and Addendum (February 27, 2015).

State Priorities for Project Grants

The HMGP allows NYS to establish priorities that target damaged areas and enhance its resiliency posture by promoting strategies and activities identified in the NYS Standard Multi-Hazard Mitigation Plan (<https://mitigateny.availabs.org/strategies>) HMGP funding will be available statewide.

Each subapplicant may submit one (1) project Letter of Intent for one (1) complete project application.

To be eligible for HMGP funding, FEMA requires that a project be proven cost-effective using FEMA's Benefit-Cost Analysis (BCA) Toolkit. For LOI submittal, a formal BCA is not required; however, if a formal BCA achieving a Benefit Cost Ratio (BCR) of 1.0 or greater (with supporting documentation) is not provided, substantive information to demonstrate that a BCR of 1.0 or greater is achievable must be included. Either instance requires supporting documentation, including but not limited to: a completed NYS DHSES BCA Worksheet, documentation of historical damages (which may include a detailed attestation by a community official), copies of invoices, Project Worksheets (PWs) from FEMA's Public Assistance (PA) program, likelihood of future damages (including the population impacted).

- LOIs for eligible project types that include substantive information that demonstrates the likelihood of a positive BCA will be advanced to application development.

Following application development, complete, eligible applications will be scored based on priorities below and detailed further in the attached Pre-Application Screening. While scoring will not take place until after applications are submitted, it is recommended that subapplicants review these priorities and use the screening during the LOI period to self-assess likelihood of success.

PRIORITIZATION CRITERIA

- 1 Projects located in Declared Counties (excluding COVID-19)
 - 1.1 Counties that received a declaration for DR-4567 Isaias
 - 1.2 Counties that have received a presidential disaster declaration in the past three (3) years
 - 1.3 Counties that have received a presidential disaster declaration in the past five (5) years
- 2 Projects that protect and/or mitigate risk to repetitive loss structures and critical infrastructure
 - 2.1 Projects that protect and/or mitigate risk to repetitive loss structures
 - 2.2 Projects that protect and/or mitigate risk to critical infrastructure
- 3 Projects that are explicitly identified in a FEMA approved Hazard Mitigation Plan
- 4 Projects that achieve community-wide benefits (>30% of the community population)
- 5 Projects that demonstrate consideration of the future impacts and risks associated with climate change
- 6 Projects where work is being completed in, or that will have direct risk reduction benefits to, vulnerable populations

For a complete list of eligible project types, see page 33 of the Hazard Mitigation Assistance Guidance (February 27, 2015).

State Priorities for Planning Grants

Applications for planning grants for formal hazard mitigation planning and plan updates will be prioritized before planning-related activities under this funding announcement.

Preference for formal hazard mitigation planning and plan updates will be prioritized for counties that:

1. Do not have a current, FEMA approved Hazard Mitigation Plan.
2. Do not have secured grant funding in place for development of a Hazard Mitigation Plan.
3. Do not have anticipated funding in place for development of a Hazard Mitigation Plan.
4. Have existing plans that expire prior to the plans of other subapplicants.

Funding may be prorated based on available funds; however, total dollars requested may not exceed HMGP established planning limits based on county population as follows:

Population	Total Cost	CapFederal Share
up to 100,000 residents	\$150,000	\$112,500
up to 500,000 residents	\$200,000	\$150,000
up to 1,000,000 residents	\$250,000	\$187,500

more than 1,000,000 residents	\$500,000	\$375,000
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Planning-related activities that are not formal plan updates will be scored based on the prioritization criteria for projects.

For a complete list of eligible planning activities, see page 39 of the Hazard Mitigation Assistance Guidance (February 27, 2015). For supplemental guidance on eligible planning related activities, please see: https://www.fema.gov/sites/default/files/documents/fema_hma-planning-related-activities_factsheet.pdf

How to Apply

There are four (4) LOIs for this grant cycle: Planning, Acquisition, Elevation, and All Other Project Types. Choose the LOI appropriate to your request(s), provide all requested information, and submit by Friday, June 11, 2021 @ 5:00 pm to:

- HazardMitigation@dhses.ny.gov

Letters of Intent, the Pre-Application Screening, Guidance Documents, and other resources can be found on DHSES' website at: www.dhses.ny.gov/recovery/

- FEMA's 2015 Hazard Mitigation Assistance (HMA) Unified Guidance:

www.dhses.ny.gov/recovery/mitigation/documents/FY-2015-HMA-Unified-Guide.pdf

- FEMA's 2015 Hazard Mitigation Assistance (HMA) Unified Guidance addendum at: www.dhses.ny.gov/recovery/mitigation/documents/FY-2015-Addendum-HMA-Unified-Guide.pdf

Questions

Please submit any questions to: HazardMitigation@dhses.ny.gov

To disseminate program information to the widest possible audience, DHSES places program information on its website and asks that County Emergency Managers, Mitigation Coordinators, and other recipients of this notice forward the information to interested eligible subapplicants. For more information, please visit: www.dhses.ny.gov/recovery/

MISCELLANEOUS NOTICES/HEARINGS

Notice of Abandoned Property Received by the State Comptroller

Pursuant to provisions of the Abandoned Property Law and related laws, the Office of the State Comptroller receives unclaimed monies and other property deemed abandoned. A list of the names and last known addresses of the entitled owners of this abandoned property is maintained by the office in accordance with Section 1401 of the Abandoned Property Law. Interested parties may inquire if they appear on the Abandoned Property Listing by contacting the Office of Unclaimed Funds, Monday through Friday from 8:00 a.m. to 4:30 p.m., at:

1-800-221-9311
or visit our web site at:
www.osc.state.ny.us

Claims for abandoned property must be filed with the New York State Comptroller's Office of Unclaimed Funds as provided in Section 1406 of the Abandoned Property Law. For further information contact: Office of the State Comptroller, Office of Unclaimed Funds, 110 State St., Albany, NY 12236.

PUBLIC NOTICE

Division of Criminal Justice Services
Commission On Forensic Science

Pursuant to Public Officers Law section 104, the Division of Criminal Justice Services gives notice of a meeting of the New York State Commission on Forensic Science to be held on:

Date: June 6, 2021
Time: 9:00 a.m. - 1:00 p.m.

Video Conference Only: The webcast information for this meeting will be posted on the Division of Criminal Justice website under the Newsroom, Open Meeting/Webcasts.

<https://www.criminaljustice.ny.gov/pio/openmeetings.htm>

PUBLIC NOTICE

Department of State
F-2021-0136

Date of Issuance – May 26, 2021

The New York State Department of State (DOS) is required by Federal regulations to provide timely public notice for the activities described below, which are subject to the consistency provisions of the Federal Coastal Zone Management Act of 1972, as amended.

The applicant has certified that the proposed activity complies with and will be conducted in a manner consistent with the approved New York State Coastal Management Program. The applicant's consistency certification and accompanying public information and data are available for inspection on the New York State Department of State's website at: <http://www.dos.ny.gov/opd/programs/pdfs/Consistency/F-2021-0136.pdf>

In F-2021-0136, or the "Gotlibovsky Residence", the applicant – Frank Gotlibovsky proposes to repair the existing pier and add a section of new pier to allow the owner safe access from within their yard.

In addition, the applicant proposes to construct a safe float area to access their boat. The project includes relocation of the existing lift so it is functional in an area of high wave action. The project also includes installation of a retaining wall to match adjacent property while limiting erosion of the yard and limit access into the high marsh/wetlands.

The purpose of the proposed work is to repair the pier that was damaged by storms, allow for safe access to the water without walking through the high marsh and to reduce the risk of erosion. The project is located at 1111 Harbor Road, in the Village of Hewlett Harbor, Nassau County on the Thixton Creek/Hewlett Bay.

Any interested parties and/or agencies desiring to express their views concerning the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 30 days from the date of publication of this notice, or, June 25, 2021.

Comments should be addressed to: Consistency Review Unit, Department of State, Planning, Development and Community Infrastructure, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-6000, Fax (518) 473-2464. Electronic submissions can be made by email at: CR@dos.ny.gov

This notice is promulgated in accordance with Title 15, Code of Federal Regulations, Part 930.

PUBLIC NOTICE

Department of State
F-2021-0151

Date of Issuance – May 26, 2021

The New York State Department of State (DOS) is required by Federal regulations to provide timely public notice for the activities described below, which are subject to the consistency provisions of the Federal Coastal Zone Management Act of 1972, as amended.

The applicant has certified that the proposed activity complies with and will be conducted in a manner consistent with the approved New York State Coastal Management Program. The applicant's consistency certification and accompanying public information and data are available for inspection on the New York State Department of State's website at: <http://www.dos.ny.gov/opd/programs/pdfs/Consistency/F-2021-0151.pdf>

In F-2021-0151, or the "Empire State Plaza Wedgewire Screen & Pump Station Upgrades", the applicant – NYS Office of General Services proposes modifications to the previously reviewed project. Four fine slot wedgewire screens are proposed in front of the existing screenhouse within the Hudson River. The wedgewire screen modifications will require dredging and mass/debris removal in the river outside the screenhouse. The proposed pile footings will support the concrete manifold. Modifications from the original design include a redesigned bypass pumping system on barges and a slightly enlarged and reinforced turbidity curtain.

The purpose of the proposed work is "to address NYSDEC Water Withdrawal and SPDES permit renewals for operating the Central Air Conditioning Plant for the Empire State Plaza. The modifications will bring the system into compliance with 6 NYCRR § 704 and the Clean Water Act (CWA) § 316 rule. Reauthorization of Nationwide Permit Nos. 3 and 7 and modification of Section 401 Water Quality Certification to address modifications to bypass pumping layout and turbidity curtain supports". The proposed project activities will occur in the

Hudson River, east of Rensselaer Street in the City of Albany, Albany County.

Any interested parties and/or agencies desiring to express their views concerning the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 15 days from the date of publication of this notice, or, June 10, 2021.

Comments should be addressed to: Consistency Review Unit, Department of State, Planning, Development and Community Infrastructure, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-6000, Fax (518) 473-2464. Electronic submissions can be made by email at: CR@dos.ny.gov

This notice is promulgated in accordance with Title 15, Code of Federal Regulations, Part 930.

PUBLIC NOTICE

Department of State

F-2021-0334

Date of Issuance – May 26, 2021

The New York State Department of State (DOS) is required by Federal regulations to provide timely public notice for the activities described below, which are subject to the consistency provisions of the Federal Coastal Zone Management Act of 1972, as amended.

The applicant has certified that the proposed activity complies with and will be conducted in a manner consistent with the approved New York State Coastal Management Program.

In F-2021-0344, Robert Staab, is proposing to perform un-confined open-water placement of up to approximately 1,200 cubic yards (CY) of dredged material at the Central Long Island Sound Disposal Site (CLDS). The CLDS is located within Long Island Sound, south of South End Point, East Haven, Connecticut and north of the Village of Shoreham, Town of Brookhaven, Suffolk County. The site boundary is a 2.4 square nautical mile rectangle centered at 41° 08.95' N and 72° 52.95' W (NAD 83).

Original copies of the public information and data submitted by the applicant are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York. Electronic copies of the applicant's consistency certification and supporting information are available for review and download at: <https://dos.ny.gov/system/files/documents/2021/05/F-2021-0344StaabResubCLDS>

Any interested parties and/or agencies desiring to express their views concerning any of the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 30 days from the date of publication of this notice, or, by Thursday, June 10, 2021.

Comments should be addressed to: Consistency Review Unit, Department of State, Office of Planning, Development & Community Infrastructure, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-6000, Fax (518) 473-2464. Electronic submissions can be made by email at: CR@dos.ny.gov

This notice is promulgated in accordance with Title 15, Code of Federal Regulations, Part 930.

PUBLIC NOTICE

Department of State

F-2021-0345

Date of Issuance – May 26, 2021

The New York State Department of State (DOS) is required by Federal regulations to provide timely public notice for the activities described below, which are subject to the consistency provisions of the Federal Coastal Zone Management Act (CZMA) of 1972, as amended.

The applicant has certified that the proposed activities comply with and will be conducted in a manner consistent with the federally approved New York State Coastal Management Program (NYSCMP). The applicant's consistency certification and accompanying public information and data are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

In F-2021-0345, Six50 Sodus, Inc. proposes the certification of a 20' x 70' metal and concrete deck over the water, supported by eight 6" piles filled with concrete. The site is located on Sodus Bay at 8489 Greig Street, Sodus Point, NY 14555.

The applicant's consistency certification and supporting information are available for review at: <https://dos.ny.gov/system/files/documents/2021/05/F-2021-0345Six50Sodus.pdf>

Any interested parties and/or agencies desiring to express their views concerning any of the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 30 days from the date of publication of this notice or June 25, 2021.

Comments should be addressed to: Department of State, Office of Planning and Development and Community Infrastructure, Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Ave., Albany, NY 12231, (518) 474-6000. Electronic submissions can be made by email at: CR@dos.ny.gov

This notice is promulgated in accordance with Title 15, Code of Federal Regulations, Part 930.

PUBLIC NOTICE

Department of State

F-2021-0356

Date of Issuance – May 26, 2021

The New York State Department of State (DOS) is required by Federal regulations to provide timely public notice for the activities described below, which are subject to the consistency provisions of the Federal Coastal Zone Management Act of 1972, as amended.

The applicant has certified that the proposed activity complies with and will be conducted in a manner consistent with the approved New York State Coastal Management Program. The applicant's consistency certification and accompanying public information and data are available for inspection on the New York State Department of State's website at: <http://www.dos.ny.gov/opd/programs/pdfs/Consistency/F-2021-0356.pdf>

In F-2021-0356, or the "Living With The Bay Lister Park Improvements", the applicant – Village of Rockville Centre proposes the construction of a bioretention basins, installation of living shorelines, replacement of existing parking lot, installation of backflow preventers on existing outfalls into Mill River, replacement of existing overlook, construction of drainage outlets, construction of greenway, and construction of berm and knee walls.

"The purpose and need for this project are to implement flood protection, erosion control, stormwater mitigation, habitat enhancement, water quality, and waterfront access improvements along Mill River." The project is located at Lister Park, in the Village of Rockville Centre, Nassau County on Mill River.

Any interested parties and/or agencies desiring to express their views concerning the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 15 days from the date of publication of this notice, or, June 25, 2021.

Comments should be addressed to: Consistency Review Unit, Department of State, Planning, Development and Community Infrastructure, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-6000, Fax (518) 473-2464. Electronic submissions can be made by email at: CR@dos.ny.gov

This notice is promulgated in accordance with Title 15, Code of Federal Regulations, Part 930.

PUBLIC NOTICE

Department of State

Uniform Code Variance/Appeal Petitions

Pursuant to 19 NYCRR Part 1205, the variance and appeal petitions below have been received by the Department of State. Unless otherwise indicated, they involve requests for relief from provisions of the New York State Uniform Fire Prevention and Building Code. Persons wishing to review any petitions, provide comments, or receive actual notices of any subsequent proceeding may contact Brian Tollisen or

Neil Collier, Building Standards and Codes, Department of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-4073 to make appropriate arrangements.

2021-0198: Matter of SWBR, Krupic Elvedin, 387 East Main Street, Suite 500, Rochester, NY 14604, for a variance concerning energy requirements for a roof replacement project. Involved is an existing building located at 2300 Elmwood Avenue, Town of Brighton, County of Monroe, State of New York.

PUBLIC NOTICE

Department of State Uniform Code Variance/Appeal Petitions

Pursuant to 19 NYCRR Part 1205, the variance and appeal petitions below have been received by the Department of State. Unless otherwise indicated, they involve requests for relief from provisions of the New York State Uniform Fire Prevention and Building Code. Persons wishing to review any petitions, provide comments, or receive actual notices of any subsequent proceeding may contact Brian Tollisen or Neil Collier, Building Standards and Codes, Department of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-4073 to make appropriate arrangements.

2021-0231 Matter of Paul Christakos Arcitecture, PLLC, 23-83 33rd Street, Astoria, NY 11105 for variances concerning, quantity of plumbing fixtures at an existing building located at 24 Main Street, Town of North Hempstead, County of Nassau, State of New York.

2021-0234 Matter of William Tkacs, 30 Biarritz Street, Long Beach, NY 11561 for a variance concerning, sprinkler requirements. Involved is a new building located at, 30 Biarritz Street, City of Long Beach, County of Nassau, State of New York.

2021-0203 Matter of Kennedy Drafting Plus, Inc., 172 Cambridge Drive, Copiague, NY 11726 for a variance concerning, ceiling height requirements. Involved is an existing dwelling located at 276 Andrew Avenue, Town of Hempstead, County of Nassau, State of New York.

2021-0228 Matter of Henry Bradford Gustavson for a variance concerning, flood elevation requirements. Involved is the addition to an existing dwelling located at 41 Nantwick Street, Town of Hempstead, County of Nassau, State of New York.

PUBLIC NOTICE

Department of State Uniform Code Variance/Appeal Petitions

Pursuant to 19 NYCRR Part 1205, the variance and appeal petitions below have been received by the Department of State. Unless otherwise indicated, they involve requests for relief from provisions of the New York State Uniform Fire Prevention and Building Code. Persons wishing to review any petitions, provide comments, or receive actual notices of any subsequent proceeding may contact Brian Tollisen or Neil Collier, Building Standards and Codes, Department of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-4073 to make appropriate arrangements.

2021-0233 Matter of Richard Trpicovsky, 173 N. Main Street #152, Sayville, NY 11782, for a variance concerning safety requirements, including the required height under a girder/soffit. Involved is an existing one-family dwelling located at 1001 Old Medford Avenue, Farmingville, Town of Brookhaven, NY 11738, County of Suffolk, State of New York.

PUBLIC NOTICE

Susquehanna River Basin Commission Commission Meeting

SUMMARY: The Susquehanna River Basin Commission will conduct its regular business meeting on June 17, 2021, from Harrisburg, Pennsylvania. Details concerning the matters to be addressed at the business meeting are contained in the Supplementary Information section of this notice. Also the Commission published a document in the Federal Register on April 13, 2021, concerning its public hearing on May 6, 2021, in Harrisburg, Pennsylvania.

DATES: The meeting will be held on Thursday, June 17, 2021, at 9 a.m.

ADDRESSES: The meeting will be conducted digitally from the Susquehanna River Basin Commission, 4423 N. Front Street, Harrisburg, PA 17110.

FOR FURTHER INFORMATION CONTACT: Jason E. Oyler, General Counsel and Secretary to the Commission, telephone: 717-238-0423; fax: 717-238-2436.

SUPPLEMENTARY INFORMATION: The business meeting will include actions or presentations on the following items: (1) election of Commission officers for FY2022; (2) an environmental justice resolution; (3) reconciliation of FY2022 budget; (4) ratification of contracts/grants; (5) proposed Water Resources program for 2022-2024; (6) amendments to the Comprehensive Plan for the Water Resources of the Susquehanna River Basin; and (7) Regulatory Program projects.

This agenda is complete at the time of issuance, but other items may be added, and some stricken without further notice. The listing of an item on the agenda does not necessarily mean that the Commission will take final action on it at this meeting. When the Commission does take final action, notice of these actions will be published in the Federal Register after the meeting. Any actions specific to projects will also be provided in writing directly to project sponsors.

Due to the COVID-19 orders, the meeting will be conducted telephonically and there will be no physical public attendance. The public is invited to attend the Commission's business meeting. You can access the Business Meeting through a computer (Audio and Video) by following the link: <https://srbc.webex.com/srbc/j.php?MTID=mfff80216a899be862056c07b1a4dce6b> then enter meeting number 133 849 0863 and password U8wvzbkk2p5. You may also participant telephonically by dialing 1-877-668-4493 and entering the meeting number 133 849 0863 followed by the # sign.

Written comments pertaining to items on the agenda at the business meeting may be mailed to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, Pennsylvania 17110-1788, or submitted electronically through www.srbc.net/about/meetings-events/business-meeting.html. Such comments are due to the Commission on or before June 15, 2021. Comments will not be accepted at the business meeting noticed herein.

Authority: Pub. L. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806, 807, and 808.

Dated: May 7, 2021

Jason E. Oyler,

General Counsel and Secretary to the Commission

PUBLIC NOTICE

Susquehanna River Basin Commission Grandfathering (GF) Registration Notice

SUMMARY: This notice lists Grandfathering Registration for projects by the Susquehanna River Basin Commission during the period set forth in DATES.

DATES: April 1-30, 2021.

ADDRESSES: Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

FOR FURTHER INFORMATION CONTACT: Jason E. Oyler, General Counsel and Secretary to the Commission, telephone: (717) 238-0423, ext. 1312; fax: (717) 238-2436; e-mail: joyler@srbc.net. Regular mail inquiries May be sent to the above address.

SUPPLEMENTARY INFORMATION: This notice lists GF Registration for projects, described below, pursuant to 18 CFR 806, Subpart E for the time period specified above:

Grandfathering Registration Under 18 CFR part 806, Subpart E:

1. HP Hood LLC – Arkport NY Plant, GF Certificate No. GF-202104162, Village of Arkport, Steuben County, N.Y.; Well 1 and consumptive use; Issue Date: April 12, 2021.

2. Village of Endicott – Public Water Supply System, GF Certificate No. GF-202104163, Village of Endicott, Broome County, N.Y.; Ranney Well, South 28 Well, and South 5 Well; Issue Date: April 14, 2021.

3. East Petersburg Borough – Public Water Supply System, GF Certificate No. GF 202104164, East Petersburg Borough, Lancaster County, Pa.; Vaughn Rd Well; Issue Date: April 14, 2021.

4. Allan Myers Materials PA, Inc. – Talmage Quarry, GF Certificate No. GF-202104165, Upper Leacock Township, Lancaster County, Pa.; consumptive use; Issue Date: April 23, 2021.

Dated: May 7, 2021

Jason E. Oyler

General Counsel and Secretary to the Commission.

PUBLIC NOTICE

Susquehanna River Basin Commission

Projects Approved for Consumptive Uses of Water

SUMMARY: This notice lists the projects approved by rule by the Susquehanna River Basin Commission during the period set forth in "DATES."

DATES: April 1-30, 2021

ADDRESSES: Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

FOR FURTHER INFORMATION CONTACT: Jason E. Oyler, General Counsel and Secretary to the Commission, telephone: (717) 238-0423, ext. 1312; fax: (717) 238-2436; e-mail: joyler@srbc.net. Regular mail inquiries May be sent to the above address.

SUPPLEMENTARY INFORMATION: This notice lists the projects, described below, receiving approval for the consumptive use of water pursuant to the Commission's approval by rule process set forth in 18 CFR § 806.22 (f) for the time period specified above:

Water Source Approval – Issued Under 18 CFR 806.22(f):

1. Chief Oil & Gas, LLC; Pad ID: Martino Drilling Pad #1; ABR-201604001.R1; Albany Township, Bradford County, Pa.; Consumptive Use of Up to 2.5000 mgd; Approval Date: April 2, 2021.

2. ARD Operating, LLC; Pad ID: Eugene P Nelson Pad A; ABR-201103036.R2; Cascade Township, Lycoming County, Pa.; Consumptive Use of Up to 4.0000 mgd; Approval Date: April 2, 2021.

3. Range Resources - Appalachia, LLC; Pad ID: Bobst Mountain Hunting Club #18H-#23H Drilling Pad; ABR-201103031.R2; Cogan House Township, Lycoming County, Pa.; Consumptive Use of Up to 2.0000 mgd; Approval Date: April 2, 2021.

4. Chesapeake Appalachia, L.L.C.; Pad ID: Franclaire; ABR-201012011.R2; Braintrim Township, Wyoming County, Pa.; Consumptive Use of Up to 7.5000 mgd; Approval Date: April 12, 2021.

5. Chesapeake Appalachia, L.L.C.; Pad ID: Sensinger; ABR-201104002.R2; Franklin Township, Bradford County, Pa.; Consumptive Use of Up to 7.5000 mgd; Approval Date: April 12, 2021.

6. EXCO Resources (PA), LLC; Pad ID: Doeblor Drilling Pad #1; ABR-201012033.R2; Penn Township, Lycoming County, Pa.; Consumptive Use of Up to 8.0000 mgd; Approval Date: April 12, 2021.

7. Diversified Production, LLC; Pad ID: Whippoorwill; ABR-201102024.R2; Shippen Township, Cameron County, Pa.; Consumptive Use of Up to 3.0000 mgd; Approval Date: April 12, 2021.

8. SWN Production Company, LLC; Pad ID: PU-KK Valentine-Soliman Pad; ABR-201103008.R2; Lenox Township, Susquehanna County, Pa.; Consumptive Use of Up to 4.9990 mgd; Approval Date: April 12, 2021.

9. SWN Production Company, LLC; Pad ID: PU-II Ransom Stas Pad; ABR-201103007.R2; Lenox Township, Susquehanna County, Pa.; Consumptive Use of Up to 4.9990 mgd; Approval Date: April 12, 2021.

10. ARD Operating, LLC; Pad ID: COP Tr 728 C; ABR-201104004.R2; Watson Township, Lycoming County, Pa.; Consumptive Use of Up to 4.0000 mgd; Approval Date: April 12, 2021.

11. ARD Operating, LLC; Pad ID: COP Tr 728 D; ABR-201104001.R2; Cummings Township, Lycoming County, Pa.; Consumptive Use of Up to 4.0000 mgd; Approval Date: April 12, 2021.

12. SWN Production Company, LLC; Pad ID: TI-14 Connolly A Pad; ABR-201511006.R2; Liberty Township, Tioga County, Pa.;

Consumptive Use of Up to 4.9990 mgd; Approval Date: April 13, 2021.

13. SWN Production Company, LLC; Pad ID: TI-19 Connolly B - Pad; ABR-201511007.R2; Liberty Township, Tioga County, Pa.; Consumptive Use of Up to 4.9990 mgd; Approval Date: April 13, 2021.

14. Seneca Resources Company, LLC; Pad ID: Yourgalite 1119; ABR-201012056.R2; Farmington Township, Tioga County, Pa.; Consumptive Use of Up to 4.0000 mgd; Approval Date: April 13, 2021.

15. Chesapeake Appalachia, L.L.C.; Pad ID: Fausto; ABR-201101015.R2; Litchfield Township, Bradford County, Pa.; Consumptive Use of Up to 7.5000 mgd; Approval Date: April 15, 2021.

16. BKV Operating, LLC; Pad ID: Baker West (Brothers); ABR-201103049; Forest Lake Township, Susquehanna County, Pa.; Consumptive Use of Up to 5.0000 mgd; Approval Date: April 15, 2021.

17. SWN Production Company, LLC; Pad ID: Price Pad; ABR-201104017.R2; Lenox Township, Susquehanna County, Pa.; Consumptive Use of Up to 4.9990 mgd; Approval Date: April 15, 2021.

18. Chief Oil & Gas, LLC; Pad ID: Noble Drilling Pad #1; ABR-201104015.R1; Lathrop Township, Susquehanna County, Pa.; Consumptive Use of Up to 2.0000 mgd; Approval Date: April 19, 2021.

19. EXCO Resources (PA), LLC; Pad ID: Houseknecht Drilling Pad #1; ABR-201012014.R2; Davidson Township, Sullivan County, Pa.; Consumptive Use of Up to 8.0000 mgd; Approval Date: April 19, 2021.

20. SWN Production Company, LLC; Pad ID: PU-CC Valentine-Price Pad; ABR-201104019.R2; Lenox Township, Susquehanna County, Pa.; Consumptive Use of Up to 4.9990 mgd; Approval Date: April 19, 2021.

21. Cabot Oil & Gas Corporation; Pad ID: LymanJ P1; ABR-201104018.R2; Springville Township, Susquehanna County, Pa.; Consumptive Use of Up to 5.0000 mgd; Approval Date: April 19, 2021.

22. Chesapeake Appalachia, L.L.C.; Pad ID: Moody; ABR-201104027.R2; Springfield Township, Bradford County, Pa.; Consumptive Use of Up to 7.5000 mgd; Approval Date: April 26, 2021.

23. Chief Oil & Gas, LLC; Pad ID: Taylor Drilling Pad #1; ABR-201104024.R2; Lenox Township, Susquehanna County, Pa.; Consumptive Use of Up to 2.0000 mgd; Approval Date: April 26, 2021.

24. Chief Oil & Gas, LLC; Pad ID: Polovitch West Drilling Pad #1; ABR-201104025.R2; Nicholson Township, Wyoming County, Pa.; Consumptive Use of Up to 2.0000 mgd; Approval Date: April 26, 2021.

25. Chesapeake Appalachia, L.L.C.; Pad ID: Stempel; ABR-201104020.R2; Asylum Township, Bradford County, Pa.; Consumptive Use of Up to 7.5000 mgd; Approval Date: April 26, 2021.

26. XTO Energy, Inc.; Pad ID: Renn Unit A; ABR-201103033.R2; Jordan Township, Lycoming County, Pa.; Consumptive Use of Up to 4.0000 mgd; Approval Date: April 26, 2021.

27. Chesapeake Appalachia, L.L.C.; Pad ID: Crain; ABR-201104028.R2; Rome Township, Bradford County, Pa.; Consumptive Use of Up to 7.5000 mgd; Approval Date: April 27, 2021.

28. Chesapeake Appalachia, L.L.C.; Pad ID: Hulslander; ABR-201104021.R2; Smithfield Township, Bradford County, Pa.; Consumptive Use of Up to 7.5000 mgd; Approval Date: April 27, 2021.

29. Chesapeake Appalachia, L.L.C.; Pad ID: Kingsley; ABR-201104029.R2; Smithfield Township, Bradford County, Pa.; Consumptive Use of Up to 7.5000 mgd; Approval Date: April 27, 2021.

30. Chesapeake Appalachia, L.L.C.; Pad ID: MPC New; ABR-201104030.R2; Cherry Township, Sullivan County, Pa.; Consumptive Use of Up to 7.5000 mgd; Approval Date: April 27, 2021.

Approvals By Rule - Issued Under 18 CFR 806.22(f) - Revocation

31. Chief Oil & Gas, LLC; Pad ID: Crandall Drilling Pad #1; ABR-201202013.R2; Ridgebury Township, Bradford County, Pa.; Revocation Date: April 1, 2021.

32. ARD Operating, LLC; Pad ID: COP Tr 356 Pad F; ABR-

201007124.R1; Cummings Township, Lycoming County, Pa.; Revocation Date: April 2, 2021.

Dated: May 7, 2021

Jason E. Oyler,

General Counsel and Secretary to the Commission.

EXECUTIVE ORDERS

Executive Order No. 168.48: Continuing the Declaration of a Disaster Emergency in the Five Boroughs of New York City and the Counties of Dutchess, Nassau, Orange, Putnam, Rockland, Suffolk and Westchester that Incorporate the MTA Region in the State of New York.

WHEREAS, pursuant to Executive Order No. 168, a disaster has heretofore been declared in the five boroughs of New York City and the Counties of Dutchess, Nassau, Orange, Putnam, Rockland, Suffolk and Westchester that incorporate the Metropolitan Transportation Authority (MTA) Region in the State of New York due to increasingly constant and continuing failures of the tracks, signals, switches and other transportation infrastructure throughout the system including at Pennsylvania Station located in the County of New York (Penn Station), that have resulted in various subway derailments, extensive track outages, and substantial service disruptions impacting the health and safety of hundreds of thousands of riders;

WHEREAS, the ongoing failures of the tracks, signals, switches and other transportation infrastructure throughout the MTA's rail and subway system continue to pose an imminent threat and have a vast and deleterious impact on the health, safety, and livelihood of commuters, tourists, resident New Yorkers, as well as business and commerce in the Metropolitan Commuter Transportation District (MCTD), which is the recognized economic engine of the State of New York, and thereby have adversely affected the New York State economy;

WHEREAS, the track outages and service disruption necessary to implement the Amtrak Repair Program, and other repairs necessary to fix tracks, signals, switches and other transportation infrastructure throughout the MTA's rail and subway system continue to be necessary to protect the public, health and safety of commuters, tourists, resident New Yorkers, and will continue to worsen the transportation disaster emergency that currently exists due to the condition of Penn Station and the MTA's rail and subway system as a whole; and,

WHEREAS, it continues to be necessary for the MTA and its subsidiaries and affiliates to take significant and immediate action to assist in the repair of the tracks, signals, switches and other transportation infrastructure and in the mediation of such track outages and service disruptions due to this disaster emergency;

NOW, THEREFORE, I, ANDREW M. CUOMO, Governor of the State of New York, by virtue of the authority vested in me by the Constitution and the Laws of the State of New York, do hereby extend the state disaster emergency declared pursuant to Executive Order No. 168 and extend all of the terms, conditions, and directives of Executive Order No. 168 and the terms, conditions, and directives for any extensions of the same for the period from the date that the disaster emergency was declared pursuant to Executive Order No. 168 until May 29, 2021; provided that the temporary suspension of any laws, rules, regulations or guidelines pursuant to this and any future extensions of Executive Order 168 shall apply to the extent the Chairman of the MTA, or his designee, which shall only include the MTA's President or Managing Director, determines it necessary for the purposes of awarding any contracts, leases, licenses, permits or any other written agreement that may be entered into to mitigate such disaster emergency.

(L.S.)

GIVEN under my hand and the Privy Seal of the State in the City of Albany the twenty-ninth of April in the year two thousand twenty-one.

BY THE GOVERNOR

/S/ Andrew M. Cuomo

/s/ Melissa DeRosa

Secretary to the Governor

Executive Order No. 202.103: Continuing Temporary Suspension and Modification of Laws Relating to the Disaster Emergency.

WHEREAS, on March 7, 2020, I issued Executive Order Number 202, declaring a State disaster emergency for the entire State of New York; and

WHEREAS, both travel-related cases and community contact transmission of COVID-19 have been documented in New York State and are expected to continue;

NOW, THEREFORE, I, ANDREW M. CUOMO, Governor of the State of New York, by virtue of the authority vested in me by the Constitution and the Laws of the State of New York, do hereby find that a disaster continues to exist for which affected state agencies and local governments are unable to respond adequately. Therefore, pursuant to the authority vested in me by the Constitution of the State of New York and Section 28 of Article 2-B of the Executive Law, I hereby continue for thirty days the declaration of the State Disaster Emergency effective March 7, 2020, as set forth in Executive Order 202. This Executive order shall remain in effect through May 25, 2021.

IN ADDITION, Governor of the State of New York, by virtue of the authority vested in me by Section 29-a of Article 2-B of the Executive Law to temporarily suspend or modify any statute, local law, ordinance, order, rule, or regulation, or parts thereof, of any agency during a State disaster emergency, if compliance with such statute, local law, ordinance, order, rule, or regulation would prevent, hinder, or delay action necessary to cope with the disaster emergency or if necessary to assist or aid in coping with such disaster, do hereby continue the suspensions and modifications of law, unless superseded, modified or otherwise expired, made by Executive Order 202 and each successor Executive Order to 202, for thirty days through May 25, 2021.

(L.S.)

GIVEN under my hand and the Privy Seal of the State in the City of Albany this twenty-fifth day of April the year two thousand twenty-one.

BY THE GOVERNOR

/S/ Andrew M. Cuomo

/s/ Melissa DeRosa

Secretary to the Governor

Executive Order No. 202.104: Continuing Temporary Suspension and Modification of Laws Relating to the Disaster Emergency.

WHEREAS, on March 7, 2020, I issued Executive Order Number 202, declaring a State disaster emergency for the entire State of New York; and

WHEREAS, both travel-related cases and community contact transmission of COVID-19 have been documented in New York State and are expected to continue;

NOW, THEREFORE, I, ANDREW M. CUOMO, Governor of the

State of New York, by virtue of the authority vested in me by Section 29-a of Article 2-B of the Executive Law and Chapter 71 of the Laws of 2021 to modify or extend any directive issued during this disaster emergency necessary to cope with such disaster, I do hereby modify and extend the following directive consistent with Chapter 71 of the Laws of 2021 for the period from the date of this Executive Order through May 26, 2021:

- The directive contained in Executive Orders 202.96, as extended and modified, that permitted movie theaters in any location of the state to open effective March 5, 2021, at 25% capacity with up to 50 people maximum per screen, subject to strict adherence to Department of Health guidance, is further extended and modified to provide that movie theaters shall be permitted to operate at an occupancy level determined by the Department of Health, effective April 26, 2021, subject to state-issued guidance.

(L.S.)

GIVEN under my hand and the Privy Seal of the State in the City of Albany this twenty-sixth day of April the year two thousand twenty-one.

BY THE GOVERNOR

/S/ Andrew M. Cuomo

/s/ Melissa DeRosa

Secretary to the Governor

(L.S.)

- The directive contained in Executive Order 202.86 that provided that any licensed healthcare provider who administers the vaccine to an individual who has not certified to being a member of a priority group or where such provider otherwise has knowledge that the individual is not a member of the priority group may be subject to civil penalties of up to one million dollars per dose administered and/or the revocation of any state-issued license.

GIVEN under my hand and the Privy Seal of the State in the City of Albany this twenty-seventh day of April the year two thousand twenty-one.

BY THE GOVERNOR

/S/ Andrew M. Cuomo

/s/ Melissa DeRosa

Secretary to the Governor

Executive Order No. 202.105: Continuing Temporary Suspension and Modification of Laws Relating to the Disaster Emergency.

WHEREAS, on March 7, 2020, I issued Executive Order Number 202, declaring a State disaster emergency for the entire State of New York; and

WHEREAS, both travel-related cases and community contact transmission of COVID-19 have been documented in New York State and are expected to continue;

NOW, THEREFORE, I, ANDREW M. CUOMO, Governor of the State of New York, by virtue of the authority vested in me by Section 29-a of Article 2-B of the Executive Law to temporarily suspend or modify any statute, local law, ordinance, order, rule, or regulation, or parts thereof, of any agency during a State disaster emergency, if compliance with such statute, local law, ordinance, order, rule, or regulation would prevent, hinder, or delay action necessary to cope with the disaster emergency or if necessary to assist or aid in coping with such disaster, do hereby continue the suspensions and modifications of law, unless superseded, modified or otherwise expired, made by Executive Order 202 and each successor Executive Order to 202, for thirty days through May 27, 2021.

IN ADDITION, by virtue of the authority vested in me by Chapter 71 of the Laws of 2021 to modify or extend any directive issued during this disaster emergency necessary to cope with such disaster, I do hereby modify and extend the following directive consistent with Chapter 71 of the Laws of 2021 for the period from the date of this Executive Order through May 27, 2021:

- The directive contained in Executive Order 202.17, as extended, that required any individual over the age of two to cover their nose or mouth with a mask or cloth face-covering when in a public place, is hereby extended and modified only insofar as to no longer require individuals who have a completed COVID-19 vaccination series to cover their noses or mouths while outdoors, except in crowded settings and venues.

IN ADDITION, the following directives shall no longer be in effect:

- The directive contained in Executive Order 202.91, as modified by Executive Orders 202.97 and 202.99, that required certain vaccine providers to prioritize the following groups for vaccination: (1) individuals age eligible; (2) individuals who are P-12 school (public or non-public) teachers, substitute teachers, or student teachers; and (3) individuals with comorbidities.

FINANCIAL REPORTS



**Department of
Taxation and Finance**

Depositories for the Funds of the State of New York

Month End: April 30, 2021

Prepared by the Division of the Treasury
Investments, Cash Management and Accounting Operations

Michael R Schmidt
Commissioner

ACCOUNT DESCRIPTION	DEPOSITORY	BALANCE AS OF 04/30/2021
ACCOUNTS HELD IN JOINT CUSTODY BY THE COMMISSIONER OF TAXATION FINANCE AND THE NEW YORK STATE COMPTROLLER		
Unemployment Insurance Funding Account	Key Bank	55,581,805.00
Occupational Training Act Funding Account	Key Bank	127,616.40
PIT Special Refund Account	JPMorgan Chase Bank, N.A.	(138,665,546.99)
General Checking	Key Bank	(525,583,574.78)
Direct Deposit Account	Wells Fargo	64,230.20
TOTAL		(157,994,397.09)
01000 - EXECUTIVE CHAMBER		
Executive Chamber Advance Account	Key Bank	No report received
01010 - DIVISION OF BUDGET		
Advance Account	Bank of America, N.A.	5,000.00
01030 - DIVISION OF ALCOHOLIC BEVERAGE CONTROL		
Albany		
SLA Investigations Account	Key Bank	1,232.67
01050 - OFFICE OF GENERAL SERVICES		
Exec Mansion Official Function	Key Bank	1,523.09
NY ISO Account	Key Bank	8,640,400.59
SNY Office of General Services	JPMorgan Chase Bank, N.A.	0.00
State of New York Elicensing	Key Bank	45,352.51
State of New York OGS Escrow II	Key Bank	0.00
State of New York OGS Petty Cash	Key Bank	260,308.32
State of New York OGS Escrow	Key Bank	261,016.11
01060 - DIVISION OF STATE POLICE		
CNET Confidential Account	Key Bank	0.00
Div Headquarters - Petty Cash	Key Bank	1,655.83
Key Advantage Account	Key Bank	87,626.17
Manhattan Office-confidential	JPMorgan Chase Bank, N.A.	500.00
NYS Police Special Account	Key Bank	2,850,429.83
NYSPTI Confidential Fund	Key Bank	4,000.00
SIU Confidential Fund Account	Key Bank	7,289.05
Special Fund	Key Bank	108,739.29
State Police Receipts Account	Bank of America, N.A.	325,579.12
Troop A Batavia - Petty Cash	Bank of America, N.A.	1,000.00
Troop A Batavia-Confidential	Bank of America, N.A.	3,497.25
Troop B Confidential	Key Bank	6,350.00
Troop B Petty Cash	Community Bank	1,000.00
Troop C Confidential Fund	NBT Bank	3,955.27
Troop C Petty Cash	NBT Bank	970.00
Troop D Oneida - Confidential	Alliance Bank	3,000.00
Troop D Oneida Petty Cash	Alliance Bank	1,000.00
Troop E Canandaigua Confidential	Canandaigua National Bank	2,000.00
Troop E Petty Cash	Canandaigua National Bank	1,000.00
Troop F Confidential	JPMorgan Chase Bank, N.A.	2,500.00
Troop F Petty Cash	JPMorgan Chase Bank, N.A.	1,000.00
Troop G Loudonville Conf	Bank of America, N.A.	7,450.00
Troop G Petty Cash	Bank of America, N.A.	1,000.00
Troop K Petty Cash	Bank of Millbrook	924.00
Troop K Poughkeepsie-Confidential	Bank of Millbrook	1,014.62
Troop L Confidential Fund	Bank of America, N.A.	7,151.30
01070 - DIVISION OF MILITARY & NAVAL AFFAIRS		
Advance For Travel	Key Bank	13,371.82
SNY Camp Smith Billeting Fund	JPMorgan Chase Bank, N.A.	4,882.70
01077 - OFFICE OF HOMELAND SECURITY		
Academy Of Fire Science	Chemung Canal Trust	44,611.00
01080 - DIVISION OF HOUSING & COMMUNITY RENEWAL		
Albany Office Of Financial Administration		
Maximum Base Rent Fee Account	JPMorgan Chase Bank, N.A.	23,174.53
Revenue Account	JPMorgan Chase Bank, N.A.	437,565.94
01090 - DIVISION OF HUMAN RIGHTS		
Petty Cash Fund Account	JPMorgan Chase Bank, N.A.	No report received
01150 - OFFICE OF EMPLOYEE RELATIONS		
GOER Panel Administration Escrow Account	Key Bank	9,230.07
NYS Flex Spending	Key Bank	203,411.80
State of New York LMC Petty Cash Account	Key Bank	2,000.00
01160 - JUSTICE CENTER FOR THE PROTECTION OF PEOPLE WITH SPECIAL NEEDS		
Agency Advance Account	Key Bank	1,878.83
01300 - ADIRONDACK PARK AGENCY		
General Fund	Community Bank	29,335.33
Petty Cash	Community Bank	3,836.35

01400 - CRIME VICTIMS COMPENSATION BOARD

Crime Victims
Emergency Award Account
Emergency Claims
Petty Cash Account
REST/SUBROG Escrow Account

JPMorgan Chase Bank, N.A. 150,000.00
M&T Bank 0.00
Key Bank 17,002.90
Key Bank 1,550.00
Key Bank 389.66

01490 - DIVISION OF CRIMINAL JUSTICE SERVICES

Advance Account
Fingerprint Fee Account

Bank of America, N.A. 2,825.00
Bank of America, N.A. 4,362,754.75

01530 - STATE COMMISSION OF CORRECTION

Advance Account

Bank of America, N.A. 2,000.00

01540 - STATE BOARD OF ELECTIONS

Revenue Account

Key Bank No report received

01620 - OFFICE FOR PREVENTION OF DOMESTIC VIOLENCE

NYS Prevention Domestic Violence

Bank of America, N.A. No report received

02000 - OFFICE OF THE STATE COMPTROLLER

Admissions
Advance for Travel Account
Alcohol Beverage
Alcoholic Bev Control License
Alcoholic Beverage Control License
Alcoholic Beverage Tax Collections
Assessments Bulk
Assessments Receivable
Assessments Receivable (EFT)
Boxing And Wrestling Tax
Check 21 Corporation Tax
Check 21 Estate Tax
Check 21 Highway Use
Check 21 PIT
Check 21 Real Estate Transfer
Check Sales Tax
Cigarette Stamp Tax (EFT)
Cigarette Stamp Tax Split
Cigarette Tax Tobacco Products
Congestion Surcharge
Corporation Tax
Corporation Tax - Coupon Acct.
Educational Chartable Account
Employer Compensation Expense
Encon Beverage Container Deposit/Bottle Bill (EFT)
ERS Petty Cash Acct
Estimated Tax
Gift Tax
Hazardous Waste
Highway Use - Permits & Reg.
Highway Use Truck Mileage Tax (EFT)
Hudson River-Black River
Hudson River-Black River
Hut/Oscar Registrations & Renewals (EFT)
IFTA Fuel Use Tax (EFT)
IFTA/Oscar Renewals (EFT)
IFTA-Decal/Permit Fee Acct.
IFTA-Fuel Use
Justice Court
Mac #947 NYS T&F Pari Mutuel
Mac #948 NYS T&F Off Track
MCTD Medallion Taxicab Trip
Medallion Taxicab Trip Tax (EFT)
Medical Marijuana Tax Collections
Metro Commuter Trans. Mobility
Ogdensburg Bridge & Port
Opioid Excise Tax
Personal Income Tax
Petroleum Business Tax (EFT)
Petroleum Products Tax
Petty Cash Account
PIT Bulk
Port Of Oswego
Promptax - MCTMT
Promptax - Petroleum Business Tax
Promptax - Sales Tax/Sales Tax Prepaid Fuel
Promptax - Withholding
Real Estate Transfer Tax

Bank of America, N.A. 214.73
Key Bank No report received
Bank of America, N.A. 118,468.42
Wells Fargo Bank 75,694.87
M&T Bank 337,087.31
Wells Fargo Bank 16,312.06
JPMorgan Chase Bank, N.A. 100,122.72
JPMorgan Chase Bank, N.A. 6,065,649.63
Wells Fargo Bank 230,420.89
Bank of America, N.A. 178.52
JPMorgan Chase Bank, N.A. 449,333.87
JPMorgan Chase Bank, N.A. 5,051.28
JPMorgan Chase Bank, N.A. 575,725.62
JPMorgan Chase Bank, N.A. 1,891,245.71
JPMorgan Chase Bank, N.A. 777,364.73
JPMorgan Chase Bank, N.A. 1,990,771.83
Wells Fargo Bank 9,409,506.91
JPMorgan Chase Bank, N.A. 42,044.21
Bank of America, N.A. 220,625.86
Wells Fargo Bank 77,356.80
Wells Fargo Bank 935.11
JPMorgan Chase Bank, N.A. 108,857.90
Wells Fargo Bank 1.00
Wells Fargo Bank 46,566.26
Wells Fargo Bank 208,731.08
Key Bank No report received
JPMorgan Chase Bank, N.A. 22,472,843.37
Bank of America, N.A. 0.00
Key Bank 20,572.96
Bank of America, N.A. 5,908.55
Wells Fargo Bank 1,210,816.93
Bank of America, N.A. 500,616.98
Community Bank 101,727.69
Wells Fargo Bank 13,854.00
Wells Fargo Bank 226,815.97
Wells Fargo Bank 0.00
Bank of America, N.A. 16,116.00
Bank of America, N.A. 92,668.21
Key Bank 503,919.63
Key Bank 737.44
Key Bank 564,119.91
JPMorgan Chase Bank, N.A. 0.00
Wells Fargo Bank 13,534.00
Bank of America, N.A. 1,033.18
JPMorgan Chase Bank, N.A. 479,670.72
Community Bank 206,307.05
Wells Fargo Bank 88,636.34
Wells Fargo Bank 277,612.00
Wells Fargo Bank 303,142.06
Bank of America, N.A. 2,162,584.62
Key Bank No report received
JPMorgan Chase Bank, N.A. 14,661,432.00
Key Bank 13,860.39
Wells Fargo Bank 4,807,380.13
Wells Fargo Bank 288.49
Wells Fargo Bank 648.03
Wells Fargo Bank 5,815,248.80
Key Bank 119,065.11

Revenue Holding	First Niagara Bank	2,528,000.00
Sales Tax	JPMorgan Chase Bank, N.A.	0.00
Sales Tax	Wells Fargo Bank	1,913,591.68
SUNY Concentration	First Niagara Bank	618,000.00
TNC Assessment (EFT)	Wells Fargo Bank	1,789.10
Troy Debt Service Reserve Fund	Bank of America, N.A.	519,134.36
Uncashed Winning Tickets	Bank of America, N.A.	49,123.58
Withholding	Wells Fargo Bank	278.96
Withholding Tax	JPMorgan Chase Bank, N.A.	17,309,457.09
Cash Advance Accounts		
Advance For Travel Account	Key Bank	400.00
ERS Petty Cash Acct	Key Bank	12,832.97
Petty Cash Account	Key Bank	3,800.00
Common Retirement Fund		
Common Retirement Fund - Depository	JPMorgan Chase Bank, N.A.	(237.22)
NYS Common Retirement Fund	JPMorgan Chase Bank, N.A.	596,094.47
Employees Retirement System		
Employees Retirement System - EFT	JPMorgan Chase Bank, N.A.	7.91
Employees Retirement System - General	JPMorgan Chase Bank, N.A.	0.00
Employees Retirement System - Pension	JPMorgan Chase Bank, N.A.	0.00
Group Term Life		
Group Term Life - General	JPMorgan Chase Bank, N.A.	0.00
Municipal Assistance Corporation Accounts		
City Of Troy - MAC	JPMorgan Chase Bank, N.A.	0.00
Police and Fire		
Retirement Police & Firemen's - EFT	JPMorgan Chase Bank, N.A.	0.75
Retirement Police & Firemen's - General	JPMorgan Chase Bank, N.A.	0.00
Retirement Police & Firemen's - Pension	JPMorgan Chase Bank, N.A.	0.00
03000 - DEPARTMENT OF LAW		
Albany Filing Fees Account	Key Bank	No report received
Albany Petty Cash	Bank of America, N.A.	No report received
Albany Revenue Account	Key Bank	No report received
Assessment Account	JPMorgan Chase Bank, N.A.	No report received
Attorney General Account	Key Bank	No report received
Civil Recoveries Account	Key Bank	No report received
Dept Of Law Controlled Disb	M&T Bank	No report received
Marie Roberts	JPMorgan Chase Bank, N.A.	No report received
NYC Filing Fees Account	JPMorgan Chase Bank, N.A.	No report received
NYC Petty Cash Account	JPMorgan Chase Bank, N.A.	No report received
NYC Revenue Account	JPMorgan Chase Bank, N.A.	No report received
Restitution Account	M&T Bank	No report received
Special Account	Key Bank	No report received
US Justice Dept - Shared Forfeiture	Key Bank	No report received
US Treas Dept - Shared Forfeiture	Key Bank	No report received
03010 - OFFICE OF THE ATTORNEY GENERAL		
OCTF - Confidential Fund Checking	JPMorgan Chase Bank, N.A.	No report received
OCTF - Confidential Fund Checking	JPMorgan Chase Bank, N.A.	No report received
03020 - MEDICAID FRAUD CONTROL		
dept atty gen vs john doe	Key Bank	5,809,826.65
National Global Settlement	JPMorgan Chase Bank, N.A.	34,347,489.88
NYS Department Of Law Confidential Account	JPMorgan Chase Bank, N.A.	39,730.00
NYS Department of Law Petty Cash Account	JPMorgan Chase Bank, N.A.	3,499.51
04020 - NYS ASSEMBLY		
Advance For Travel	Bank of America, N.A.	3,848.00
Petty Cash Account Dist Off	Bank of America, N.A.	22,939.46
Petty Cash New York City	JPMorgan Chase Bank, N.A.	722.56
Public Information Office	Key Bank	23.25
04030 - ASSEMBLY WAYS & MEANS COMMITTEE		
Advance For Travel	Key Bank	No report received
Petty Cash	Key Bank	No report received
04040 - LEGISLATIVE BILL DRAFTING COMMISSION		
NY LBDC - Legislative Computer Services Fund	Key Bank	17,611.58
NYS Leg Bill Drafting Comm-Petty Cash Acct	Key Bank	2,000.00
04250 - REAPPORTIONMENT		
NYS Taskforce On Demo Res & Reapp	JPMorgan Chase Bank, N.A.	125.00
05000 - OFFICE OF COURT ADMINISTRATION		
Attorney Registration Fees - Revenue	JPMorgan Chase Bank, N.A.	875,960.34
Criminal Records Search Acct - Revenue	JPMorgan Chase Bank, N.A.	8,709,110.00
Finger Print Account	JPMorgan Chase Bank, N.A.	300.00
05005 - OCA OFFICE OF BUDGET & FINANCE		
Petty Cash Account	Key Bank	2,500.00
05008 - LAWYERS FUND FOR CLIENT PROTECTION		
Client Security Fund - Bail	Key Bank	1,064,427.86
Lawyers Fund For Client Protection - Bail	Key Bank	702.12

Petty Cash	Key Bank	3,540.19
05071 - COURT OF APPEALS		
Chief Judge Advance	Key Bank	15.07
Clerk Of The Court Of Appeals	Key Bank	0.00
05072 - STATE BOARD OF LAW EXAMINERS		
State Board Of Law Examiners Fee	Key Bank	4,129,500.00
05081 - APPELLATE DIVISION - 1ST JUDICIAL DEPARTMENT		
1st Appellate Division Supreme Ct	JPMorgan Chase Bank, N.A.	30,825.00
05082 - APPELLATE DIVISION - 2ND JUDICIAL DEPARTMENT		
Appellate Div 2nd Dept Revenue	JPMorgan Chase Bank, N.A.	80,523.00
05083 - APPELLATE DIVISION - 3RD JUDICIAL DEPARTMENT		
Third Dept Civil Fees Acct - Revenue	Key Bank	12,155.85
05084 - APPELLATE DIVISION - 4TH JUDICIAL DEPARTMENT		
4th Dept Appellate Div Civil Fees - Revenue	JPMorgan Chase Bank, N.A.	12,019.00
05090 - COURT OF CLAIMS		
Court Of Claims Revenue Account	Key Bank	5,793.13
05111 - 10TH JUDICIAL DISTRICT NASSAU COUNTY ADMINISTRATION		
Glen Cove City Court		
Glen Cove City Court Bail	Wells Fargo Bank	3,000.52
Glen Cove City Court Revenue	Wells Fargo Bank	13,569.34
Long Beach City Court		
Long Beach City Court Revenue	Wells Fargo Bank	65,688.94
Long Beach Court Bail	Wells Fargo Bank	65,688.94
Nassau County Court		
Nassau County Assessment	Wells Fargo Bank	41,811.48
Nassau District Court - Criminal		
Nassau Dist Ct Criminal Revenue	Wells Fargo Bank	150,311.59
Nassau District Court-Civil		
Nassau County Dist Ct- Civil Revenue	Wells Fargo Bank	57,937.94
Nassau Surrogate		
Nassau County Surrogate Court-Revenue	Wells Fargo Bank	305,856.50
05112 - 10TH JUDICIAL DISTRICT SUFFOLK COUNTY ADMINISTRATION		
10th Judicial District Suffolk County Admin		
Suffolk County Court -Court Fund	People's United Bank	45,137.60
Suffolk County Surrogate		
Surrogate Court Of Suffolk County	People's United Bank	234,625.75
Suffolk District Court Civil Fees		
Suffolk County District Court Civil Fees	Citibank	259,119.36
Suffolk District Court Criminal Fines		
Suffolk County District Court Criminal Fines	Citibank	256,592.55
Suffolk District Court Trust Acct		
Suffolk County District Court Trust Account	Citibank	0.00
05210 - NYC-CIVIL COURT		
Bronx Civil Court - Civil		
Bronx Civil Court - Revenue	JPMorgan Chase Bank, N.A.	776,518.46
Harlem Community Justice Court		
Harlem Community Justice - Revenue Account	JPMorgan Chase Bank, N.A.	6,818.40
Kings Civil Court- Civil		
Kings Civil Court- Civil Revenue	JPMorgan Chase Bank, N.A.	819,965.09
New York Civil Court - Civil		
New York Civil Court Revenue Acct	JPMorgan Chase Bank, N.A.	127,806.97
Queens Civil Court - Civil		
Queens Civil - Revenue	JPMorgan Chase Bank, N.A.	475,523.68
Richmond Civil Court - Civil		
Richmond Civil Ct Revenue Acct	JPMorgan Chase Bank, N.A.	50,006.20
05215 - NYC-CRIMINAL COURT		
Bronx Criminal Court- Criminal Court		
Bronx Criminal Division- Criminal Bail	JPMorgan Chase Bank, N.A.	63,895.00
Bronx Criminal Court- Criminal Court		
Bronx Criminal Division- Criminal Revenue	JPMorgan Chase Bank, N.A.	12,695.00
Kings County Criminal Court		
Kings Criminal Court	Citibank	91,052.00
New York County Criminal Court		
New York Criminal Court	JPMorgan Chase Bank, N.A.	14,243.00
New York Criminal Court- State Funds	JPMorgan Chase Bank, N.A.	31,712.00
Queens County Criminal Court		
Queens Criminal Court	JPMorgan Chase Bank, N.A.	19,471.00
Queens Criminal Court - State Funds	JPMorgan Chase Bank, N.A.	20,076.00
Richmond County Criminal Court		
Richard Criminal Court-City Funds	JPMorgan Chase Bank, N.A.	52,966.00
Richmond Criminal Court-State Funds	JPMorgan Chase Bank, N.A.	13,861.00
05231 - SUPREME COURT - BRONX COUNTY		
Bronx County Supreme - NYS OCA	JPMorgan Chase Bank, N.A.	3,731.00
05235 - SUPREME COURT - KINGS COUNTY		

Kings Co Supreme		
Supreme Court Kings County-Revenue	JPMorgan Chase Bank, N.A.	4,838.56
05240 - SUPREME COURT - QUEENS COUNTY		
Queens Co Supreme		
Queens County Supreme Court	JPMorgan Chase Bank, N.A.	0.00
Queens County Supreme Court	JPMorgan Chase Bank, N.A.	261,129.14
05250 - NEW YORK COUNTY CLERK		
New York Co Clerk Revenue Account	JPMorgan Chase Bank, N.A.	No report received
05255 - BRONX COUNTY CLERK		
Bronx County Clerk		
Bronx Cnty Clerk Revenue Acct	JPMorgan Chase Bank, N.A.	667,000.70
05260 - KINGS COUNTY CLERK		
Kings County Clerk		
Kings County Clerk Revenue Account	Flushing Commercial Bank	1,120,633.75
05265 - QUEENS COUNTY CLERK		
Queens County Clerk-Revenue Acct	Sterling Bank	877,714.17
05270 - RICHMOND COUNTY CLERK		
Richmond Co Clerk State Fees Account	JPMorgan Chase Bank, N.A.	8,915,159.22
Richmond County Clerk DEC	JPMorgan Chase Bank, N.A.	78.93
05275 - NEW YORK COUNTY SURROGATES COURT		
New York Surrogate		
New York Surrogate Court	JPMorgan Chase Bank, N.A.	144,868.00
05280 - BRONX COUNTY SURROGATES COURT		
Bronx Surrogate		
Bronx Surrogate Court Revenue Acct	JPMorgan Chase Bank, N.A.	98,123.75
05285 - KINGS COUNTY SURROGATES COURT		
Kings County Surrogate		
Kings Co. Surrogate Revenue Acct	Bank of America, N.A.	621,036.00
05290 - QUEENS COUNTY SURROGATES COURT		
Queens surrogate		
Queens Co Revenue Acct Surrogate	Signature Bank	110,396.00
05295 - RICHMOND COUNTY SURROGATES COURT		
Richmond County Surrogate Court Revenue Account	Victory State Bank	24,545.50
05360 - 3RD JUDICIAL DISTRICT ADMINISTRATION		
Albany City Court - (Civil)		
Albany City Civil - Revenue	Wells Fargo Bank	17,776.18
Albany City Court - (Crim-Bail)		
Albany City Criminal - Bail	Wells Fargo Bank	12,587.76
Albany City Court - (Traffic)		
Albany City Traffic-Revenue	Wells Fargo Bank	36,775.00
Albany Traffic Court - Bail	Bank of America, N.A.	0.00
Albany City Court - Civil Part		
Albany City Court Civil - Revenue	Trustco Bank	0.00
Albany City Court - Crim		
Albany City Court-Crim	Wells Fargo Bank	4,842.34
Albany City Court - Traffic-Bail		
Albany City Traffic - Bail	Wells Fargo Bank	1,300.16
Albany County Surrogate		
Albany Cty Surrogates Court - Revenue	Bank of America, N.A.	13,617.00
Albany Police Court		
Albany Police Court Bail Account	Key Bank	0.00
Cohoes City Court		
Cohoes City Court Bail	Key Bank	1,655.80
Cohoes City Court Fees/Fines Account	Key Bank	7,351.00
Columbia County Surrogate		
Columbia Co Surrogate Ct Fees - Revenue	Key Bank	3,969.00
Greene Surrogate		
Greene Surrogate-Revenue	Wells Fargo Bank	6,787.00
Hudson City Court		
Hudson City Bail	Wells Fargo Bank	27,663.18
Hudson City Revenue	Wells Fargo Bank	8,304.00
Kingston City Court		
Kingston City Court Bail	Wells Fargo Bank	1.00
Kingston City Court Revenue	Wells Fargo Bank	24,965.63
Rensselaer City Court		
Rensselaer City Court - Bail	Wells Fargo Bank	5,297.02
Rensselaer City Court - Revenue	Wells Fargo Bank	3,864.00
Rensselaer County Surrogate		
Rensselaer Co Surrogate Ct Fees - Revenue	Key Bank	22,681.25
Schoharie County Surrogate		
Schoharie Co Surrogates Court - Revenue	Bank of America, N.A.	1,121.00
Sullivan Surrogate		
Sullivan Surrogate-Revenue	Wells Fargo Bank	75.00
Troy City Court		

Troy City Court- Revenue Acct - Revenue	Bank of America, N.A.	32,044.00
Troy Police Court Bail Account	Bank of America, N.A.	8,942.93
Ulster County Surrogate		
Ulster County Surrogate Court - Revenue	Key Bank	12,883.50
Watervliet City Court		
Watervliet City Court - Bail	Wells Fargo Bank	41,579.41
Watervliet City Court - Revenue	Wells Fargo Bank	11,803.59
05460 - 4TH JUDICIAL DISTRICT ADMINISTRATION		
Amsterdam City Court		
Amsterdam City Court - Bail	Key Bank	36,178.31
Amsterdam City Court - Revenue	Key Bank	26,320.00
Clinton County Surrogates		
Clinton County Surrogates - Revenue	NBT Bank	1,671.00
Essex County Surrogate		
Essex Co Surrogate Clerk - Revenue	Champlain National	738.75
Franklin County Surrogate		
Franklin Co Surrogate Court - Revenue	Key Bank	1,704.00
Fulton County Surrogate		
Fulton County Surrogate's Court	Key Bank	2,197.59
Glens Falls City Court		
Glens Falls City Court Account - Revenue	Glens Falls National	17,342.61
Glens Falls City Court Bail Acct	Glens Falls National	8,604.36
Gloversville City Court		
Gloversville City Court Bail	NBT Bank	20,434.33
Gloversville City Court Revenue	NBT Bank	5,670.50
Hamilton Surrogate		
Hamilton Surrogate - Revenue	Community Bank	451.75
Johnstown City Court		
City Of Johnstown Bail Account - Bail	Key Bank	2,576.03
Johnstown City Court Fines/Fees - Revenue	Key Bank	9,143.00
Mechanicville City Court		
Mechanicville City Court Bail	TD Bank	3,150.34
Mechanicville City Ct Revenue Acct	TD Bank	4,375.00
Montgomery County Surrogate		
Montgomery County Surrogates Court - Revenue	NBT Bank	1,492.00
Ogdensburg City Court		
Ogdensburg City Court Int Bail	Community Bank	9,481.00
Ogdensburg City Court Revenue	Community Bank	19,922.28
Plattsburgh City Court		
Plattsburgh City Court - Bail	Glens Falls National	41,902.46
State Of NY Plattsburgh City Court - Revenue	Glens Falls National	14,797.34
Saratoga County Surrogate		
Saratoga County Surrogate - Revenue	Ballston Spa National Bank	3,692.50
Saratoga Springs City Court		
Saratoga Springs Bail Account	The Adirondack Trust Company	26,221.00
Saratoga Springs City Revenue Acct	The Adirondack Trust Company	16,803.47
Schenectady City Court		
Schenectady City Court- Bail	Bank of America, N.A.	88,596.67
Schenectady City Court Revenue	Bank of America, N.A.	58,581.94
Schenectady Surrogate		
Schenectady Surrogate Court - Revenue	Key Bank	7,095.00
St. Lawrence Co Surrogate		
St. Lawrence County Surrogate - Revenue	Community Bank	3,209.00
Warren County Surrogate		
Warren County Surrogate Court - Revenue	TD Bank	3,402.00
Washington Surrogates		
Washington Surrogate Revenue	TD Bank	1,520.00
05560 - 5TH JUDICIAL DISTRICT ADMINISTRATION		
Fulton City Court		
Fulton City Court Bail Acct	Key Bank	7,674.85
Fulton City Court Revenue	Key Bank	25,191.16
Herkimer Surrogate		
Herkimer Surrogate - Revenue	Partners Trust	2,010.00
Jefferson Surrogates		
Jefferson Co Surrogate Revenue	Key Bank	9,042.75
Lewis County		
Lewis County Clerk	Community Bank	11,987.00
Lewis County Surrogates		
Lewis County Surrogate Court - Revenue	Key Bank	895.00
Little Falls City Court		
Little Falls City Court Bail	M&T Bank	2,000.00
Little Falls City Court Revenue	M&T Bank	2,736.34
Oneida County Combined		
Oneida County Combined Court	Adirondack Bank	2,688.35

Oneida County Surrogates		
Oneida County Surrogate Court Revenue	The Adirondack Trust Company	15,112.00
Onondaga County Surrogates		
Onondaga Surrogate Court - Revenue	Alliance Bank	16,105.00
Oswego City Court		
Oswego City Court Bail Acct	JPMorgan Chase Bank, N.A.	22,430.19
Oswego City Court Revenue	JPMorgan Chase Bank, N.A.	21,915.60
Oswego Surrogate Court		
Oswego County Surrogate Court - Revenue	Key Bank	789.50
Rome City Court		
City Court Of Rome Bail Account - Bail	NBT Bank	2,832.00
Rome City Court - Revenue	NBT Bank	23,893.82
Sherrill City Court		
Sherrill City Court 5th Jud Dist - Bail	NBT Bank	0.00
Sherrill City Court Fees - Revenue	NBT Bank	911.00
Syracuse City Court		
Syracuse City Court - Bail	NBT Bank	263,375.00
Syracuse City Court - Fees - Revenue	NBT Bank	39,683.27
Utica City Court		
Utica City Court Criminal Bail	Bank of Utica	82,309.54
Utica City Court Revenue Account	Key Bank	41,219.68
Watertown City Court		
Watertown City Court Bail	Key Bank	39,605.62
Watertown City Court Fees & Fines - Revenue	Key Bank	15,703.64
05661 - 6TH JUDICIAL DISTRICT ADMINISTRATION		
Binghamton City Court		
Binghamton City Court Bail	M&T Bank	50,052.00
Binghamton City Court Revenue	M&T Bank	19,959.26
Broome Surrogates		
SNY UCS Broome County Surrogates Court	Wells Fargo Bank	9,809.75
Chemung County Surrogates		
SNY UCS Chemung County Surrogates Court	Wells Fargo Bank	4,548.00
Chenango County Surrogates		
SNY UCS Chenango County Surrogates Court	Wells Fargo Bank	2,668.75
Cortland City Court		
Court City Court Bail	NBT Bank	16,831.23
Court City Court- Revenue	NBT Bank	13,939.00
Cortland County Surrogates		
SNY UCS Cortland County Surrogates Court	Wells Fargo Bank	1,702.00
Delaware County Surrogates		
Delaware County Surrogate - Revenue	Delaware National Bank	3,019.50
Elmira City Court		
Elmira City Court - Revenue Account	Chemung Canal Trust	16,083.33
Elmira City Court Bail	Chemung Canal Trust	38,808.55
Ithaca City Court		
Ithaca City Court	Tompkins County Trust	8,247.00
Ithaca City Court Revenue	Tompkins County Trust	4,874.00
Madison County Surrogates		
SNY UCS Madison County Surrogates Court	Wells Fargo Bank	1,302.25
Norwich City Court		
Norwich City Court Bail Acct	NBT Bank	27,301.00
Norwich City Court Revenue Acct	NBT Bank	3,669.00
Oneida City Court		
Oneida City Court Bail Account	JPMorgan Chase Bank, N.A.	7,912.00
Oneida City Court Fee & Fine - Revenue	JPMorgan Chase Bank, N.A.	12,018.00
Oneonta City Court		
Oneonta City Court - Revenue	Community Bank	5,617.00
Oneonta City Court Bail Account	Community Bank	4,750.00
Otsego County Surrogates		
Otsego County Surrogates Court - Revenue	Key Bank	740.75
Schuyler County Surrogates		
Schuyler County Surrogates Court	Community Bank	1,108.00
Tioga County Surrogates		
Tioga Surrogates Court - Revenue	M&T Bank	1,157.50
Tompkins County Surrogates		
SNY UCS Tompkins County Surrogates Court	Wells Fargo Bank	3,886.00
05761 - 7TH JUDICIAL DISTRICT ADMINISTRATION		
Auburn City Court		
Auburn City Court Bail Acct	Key Bank	39,650.55
Auburn City Court Fees & Fines - Revenue	Key Bank	11,430.12
Canandaigua City Court		
Canandaigua City Court Bail Acct	Canandaigua National Bank	18,002.47
Canandaigua City Court Revenue	Canandaigua National Bank	13,699.47
Cayuga County Surrogates		

Cayuga Surrogate Court	Wells Fargo Bank	2,779.00
Corning City Court		
Corning City Court - Bail	Wells Fargo Bank	3,353.59
Corning City Court - Revenue	Wells Fargo Bank	10,095.75
Geneva City Court		
Geneva City Court Bail Account	Wells Fargo Bank	17,386.80
Geneva City Court Revenue Account	Wells Fargo Bank	8,434.00
Hornell City Court		
Hornell City Court Bail Account	Community Bank	11,419.09
Hornell City Court Revenue	Community Bank	2,498.00
Livingston County Surrogates		
Livingston Surrogate Court	Wells Fargo Bank	2,303.00
Monroe County Surrogates		
7th District Monroe Surrogate	Wells Fargo Bank	39,140.00
Ontario County Surrogates		
Ontario Surrogate Court	Wells Fargo Bank	5,947.50
Rochester City Court		
Rochester City Court Bail Account	M&T Bank	507,233.45
Rochester City Revenue	M&T Bank	50,474.55
Seneca County Surrogates		
Seneca Surrogate Court	Wells Fargo Bank	1,418.50
Steuben County Surrogates		
7th District Steuben Surrogate	Wells Fargo Bank	12,033.75
Wayne County Surrogates		
Wayne Surrogate Court	Wells Fargo Bank	3,147.50
Yates County Surrogates		
Yates Surrogate Court	Wells Fargo Bank	0.00
05860 - 8TH JUDICIAL DISTRICT ADMINISTRATION		
ALLEGANY COUNTY SURROGATES COURT		
ST of NY Office of The State Comptroller State of New York Unified Courts Allegany Surrogate Court	Wells Fargo Bank	No report received
Batavia City Court		
ST of NY Office of The State Comptroller Batavia City Court Bail	Wells Fargo Bank	No report received
ST of NY Office of The State Comptroller Batavia City Court REVENUE	Wells Fargo Bank	No report received
BUFFALO CITY COURT		
ST of NY Office of The State Comptroller Buffalo City Court Bail Account	Wells Fargo Bank	No report received
ST of NY OFFICE OF THE STATE COMPTROLLER BUFFALO CITY COURT REVENUE ACCOUNT	Wells Fargo Bank	No report received
Cattaraugus County Surrogates		
ST of NY Office of the State Comptroller State of New York Unified Courts Cattaraugus Surrogate Court	Wells Fargo Bank	No report received
Chautauqua County Surrogates Court		
ST of NY Office of the State Comptroller State of New York Unified Courts Chautauqua Surrogate Court	Wells Fargo Bank	No report received
Dunkirk City Court		
ST of NY Office of The State Comptroller Dunkirk Bail Account	Wells Fargo Bank	No report received
ST of NY Office of The State Comptroller Dunkirk Revenue Account	Wells Fargo Bank	No report received
Erie - Buffalo County Law Library		
Sur Ct Lib At Buffalo - Revenue	M&T Bank	No report received
Erie County Surrogates		
ST of NY Office of the State Comptroller State of New York Unified Courts Erie Surrogate Court	Wells Fargo Bank	No report received
Genesee County Surrogates		
ST of NY Office of the State Comptroller State of New York Unified Courts Genesee Surrogate Court	Wells Fargo Bank	No report received
Jamestown City Court		
St of NY Office of the State Comptroller Jamestown City Court Bail Account	Wells Fargo Bank	No report received
St of NY Office of the State Comptroller Jamestown City Court Revenue Account	Wells Fargo Bank	No report received
State of New York Office of Court Administration Jamestown City Court Bail	Key Bank	No report received
State of New York Office of Court Administration Jamestown City Court Revenue	Key Bank	No report received
Lackawanna City Court		
Lackawanna City Court Bail Account	Key Bank	No report received
Lackawanna City Court Revenue Account	Key Bank	No report received
Lockport City Court		
Lockport City - Bail	Key Bank	No report received
Lockport City HESC EFT Account - Revenue	Key Bank	No report received
St of NY Office of the State Comptroller Lockport City Court Bail Account	Wells Fargo Bank	No report received
St of NY Office of the State Comptroller Lockport City Court Revenue Account	Wells Fargo Bank	No report received
Niagara City Court		
Niagara Falls Bail Bond Account	M&T Bank	No report received
Niagara County Surrogates		
ST of NY Office of the State Comptroller State of New York Unified Courts Niagara Surrogate Court	Wells Fargo Bank	No report received
Niagara Falls City Court		
ST of NY OFFICE OF THE STATE COMPTROLLER NIAGARA FALLS BAIL ACCOUNT	Wells Fargo Bank	No report received
ST of NY OFFICE OF THE STATE COMPTROLLER NIAGARA FALLS REVENUE ACCOUNT	Wells Fargo Bank	No report received
No. Tonawanda City Court		
ST of NY Office of The State Comptroller No. Tonawanda City Court Bail	Wells Fargo Bank	No report received
ST of NY Office of The State Comptroller No. Tonawanda Revenue	Wells Fargo Bank	No report received
Olean City Court		
ST of NY Office of The State Comptroller Olean City Court Bail	Wells Fargo Bank	No report received

ST of NY Office of The State Comptroller Olean City Court Revenue	Wells Fargo Bank	No report received
Orleans County Surrogates		
ST of NY Office of The State Comptroller State of New York Unified Courts Orleans Surrogate Court	Wells Fargo Bank	No report received
Salamanca City Court		
Salamanca City Court Bail	Community Bank	No report received
Salamanca City Court City Judge - Revenue	Community Bank	No report received
St of NY Office of the State Comptroller Salamanca City Court Bail Account	Wells Fargo Bank	No report received
St of NY Office of the State Comptroller Salamanca City Court Revenue Account	Wells Fargo Bank	No report received
Tonawanda City Court		
ST of NY Office of The State Comptroller Tonawanda City Court Bail	Wells Fargo Bank	No report received
ST of NY Office of The State Comptroller Tonawanda City Court Revenue	Wells Fargo Bank	No report received
Wyoming County Surrogates		
ST of NY Office of the State Comptroller State of New York Unified Courts Wyoming Surrogate Court	Wells Fargo Bank	No report received
05960 - 9TH JUDICIAL DISTRICT ADMINISTRATION		
Beacon City Court		
Beacon City Court Bail Account - Bail	JPMorgan Chase Bank, N.A.	42,201.32
Beacon City Fines Account - Revenue	JPMorgan Chase Bank, N.A.	5,170.00
Dutchess County Surrogates Court		
Dutchess County Surrogate Court - Revenue	JPMorgan Chase Bank, N.A.	57,120.75
Middletown City Court		
Middletown City Bail Escrow - Bail	Wells Fargo Bank	109,696.48
Middletown City Court Revenue	JPMorgan Chase Bank, N.A.	0.00
Middletown City Court Revenue	Wells Fargo Bank	34,023.25
Mt Vernon City Court		
Mt Vernon City Court State Bail	Wells Fargo Bank	119,425.67
Mt Vernon City Court State Revenue	Wells Fargo Bank	22,009.00
New Rochelle City Court		
New Rochelle City Court Bail	JPMorgan Chase Bank, N.A.	273,189.07
New Rochelle City Court Revenue	JPMorgan Chase Bank, N.A.	74,045.12
Newburgh City Court		
Newburgh Bail Account	Wells Fargo Bank	39,221.76
Newburgh City Court Revenue	Wells Fargo Bank	19,924.69
Orange County Surrogates Court		
Orange Co Surrogates Court - Revenue	JPMorgan Chase Bank, N.A.	15,506.25
Peekskill City Court		
Peekskill City Court Revenue	JPMorgan Chase Bank, N.A.	16,510.00
Peekskill City Court		
Peekskill City Court - Bail	JPMorgan Chase Bank, N.A.	30,597.20
Port Jervis City Court		
Port Jervis Bail Account - Bail	JPMorgan Chase Bank, N.A.	11,552.00
Port Jervis Revenue Account - Revenue	JPMorgan Chase Bank, N.A.	9,773.00
Poughkeepsie		
Poughkeepsie City Court -Bail	Wells Fargo Bank	18,150.88
Poughkeepsie City Court -Revenue	Wells Fargo Bank	25,920.60
Putnam Co Surrogate's Court		
Putnam Co Surrogates Court	Putnam County National Bank	14,550.00
Rockland County Surrogates Court		
Rockland Co Surrogates Court - Revenue	JPMorgan Chase Bank, N.A.	29,337.09
Rye City Court		
City Of Rye Bail Account	JPMorgan Chase Bank, N.A.	276.40
City Of Rye Fines And Fees - Revenue	JPMorgan Chase Bank, N.A.	40,718.41
Westchester County Surrogates Court		
Westchester Co Surrogates Fees - Revenue	Wells Fargo Bank	101,473.09
White Plains City Court		
White Plains City Court Bail Account	Sterling Bank	0.00
White Plains City Court Bail Account	Wells Fargo Bank	67,486.81
White Plains City Court Vehicle And Traffic Acct - Revenue	Sterling Bank	0.00
White Plains City Court Vehicle And Traffic Acct - Revenue	Wells Fargo Bank	47,232.36
Yonkers City Court		
Yonkers City Bail Account - Bail	Wells Fargo Bank	534,457.64
Yonkers City Revenue Account - Revenue	Wells Fargo Bank	70,174.24
06000 - AGRICULTURE & MARKETS		
Administration Account	Key Bank	35,294.04
Agency Advance Account	Key Bank	10,000.00
Agriculture Producers Sec Fund	Key Bank	47,312.68
Animal Population Control Account	Key Bank	40,798.67
Apple Marketing Order Fund	Key Bank	0.00
Consumer Food Industry Account	Key Bank	88,072.97
Dairy Industry Services Account	Key Bank	21,765.80
Dairy Promotion Order Fund	Key Bank	0.00
Milk Producers Security Fund	Key Bank	36,804.28
NYS Farmers Market Program	Key Bank	416,445.82
NYS WNY Milk Mktg Area Administration Fund	M&T Bank	170.54
NYS WNY Milk Mktg Area Equalization Fund	M&T Bank	11,068.13

NYS WNY Milk Mktg Area Equalization Fund Savings	M&T Bank	319.42
Onion Marketing Order	Key Bank	0.00
Plants Industry Account	Key Bank	41,291.66
Pride of NY	Key Bank	6,266.98
Sour Cherry Marketing Fund	Key Bank	0.00
Weights & Measures Account	Key Bank	18,590.18
NYS Dept Agriculture & Markets		
Apple Marketing Order Fund	Key Bank	0.00
Dairy Promotion Order Fund	Key Bank	0.00
Farm Products	Key Bank	1,923.46
State Fair		
NYS Fair Operating Account	Solvay Bank	10,641.68
NYS Fair Special Account	Solvay Bank	231.52
08000 - DEPARTMENT OF CIVIL SERVICE		
Agency Advance Account	Bank of America, N.A.	3,000.00
Examination Application Fees Account	Bank of America, N.A.	1,298.00
Examination Application Fees Account	Key Bank	972.00
NYS Affirmative Action Advisory Account	Bank of America, N.A.	5,141.90
NYS Department of Civil Service	US Bank	46,263,733.98
08010 - PUBLIC EMPLOYEE RELATIONS BOARD		
Petty Cash And Travel Advance Account	Key Bank	1,405.00
09000 - DEPARTMENT OF ENVIRONMENTAL CONSERVATION		
Albany		
Bayville Feasibility Study	JPMorgan Chase Bank, N.A.	494,087.82
Conservation Petty Cash Account	M&T Bank	13,368.00
DEC/Exchange Account	M&T Bank	13,037.98
ENCON License Issuing Office	M&T Bank	3,858.72
ENCON/Montauk Point Feasibility Study	JPMorgan Chase Bank, N.A.	7,205.61
ENCON/South Shore Of Staten Island	JPMorgan Chase Bank, N.A.	22,921.58
Hunting Trapping & Fishing Account	M&T Bank	92,054.60
Lake Montauk Harbor	JPMorgan Chase Bank, N.A.	156,260.86
Lockbox Account	Wells Fargo Bank	54,558.10
Mattituck Inlet	JPMorgan Chase Bank, N.A.	1,329.18
NY Conservationist	Bank of America, N.A.	25,448.48
Program Fee	JPMorgan Chase Bank, N.A.	113,568.82
Revenue Account	Bank of America, N.A.	808,553.04
Rockaway Beach Study & Project	JPMorgan Chase Bank, N.A.	1,265,895.70
State of New York	Key Bank	253,136.30
Region 1		
Marine Permit Account	People's United Bank	54,102.15
Region 3		
Beaverkill & Mongaup Pond	Jeff Bank	0.00
Revenue Region 3 Account	Bank of America, N.A.	5.00
Region 4		
Bear Spring Revenue Account	Wayne Bank	0.00
Region 4	Greene County Commercial Bank	0.00
Region 4 Camping	NBT Bank	0.00
Region 5		
Campsite Revenue Account	Glens Falls National	438.65
Land & Forest Region 5W	TD Bank	26,667.93
NYS Conservation	Glens Falls National	26.00
Recreation (Warrensburg)	City National Bank & Trust	313.91
Region 5	Citizens Bank	38.03
Region 5	NBT Bank	18,423.40
Tree Nursery	Bank of America, N.A.	53,731.20
Region 6		
Fish & Wildlife Watertown	Key Bank	126.92
Lands & Forest District #7	Community Bank	0.00
Lands & Forests District #6	Community Bank	50.00
Lands And Forests District 10	M&T Bank	21.20
SNY Dept Of Environmental Conserv	Community Bank	14.04
10000 - ATTICA CORRECTIONAL FACILITY		
Agency Advance Account	Five Star Bank	1,700.00
CD Spendable	Five Star Bank	220,000.00
Employee Benefit Fund	Five Star Bank	9,159.89
General Cash Fund	Five Star Bank	502.05
Inmate Occupational Therapy Fund	Five Star Bank	77,025.19
Inmate Savings Account	Five Star Bank	255,457.79
Spendable Fund	Five Star Bank	1,313,502.24
10010 - AUBURN CORRECTIONAL FACILITY		
Advance Account	Key Bank	4,635.45
Certificate of Deposit	Bank of America, N.A.	15,021.20
Certificate of Deposit	Bank of America, N.A.	90,153.57
Inmate Occupational Therapy Fund	Key Bank	23,417.34

Inmate Spendable Account	Key Bank	527,886.26
Inmate Spendable Savings CD	Key Bank	102,654.57
Misc Revenue	Key Bank	61,950.80
10020 - CLINTON CORRECTIONAL FACILITY		
Advance Account	Key Bank	12,955.00
Employee Benefit Fund	Key Bank	9,298.75
General Fund	Key Bank	6,446.12
Inmate Funds	Key Bank	213,312.51
Inmate Funds Money Market Account	Key Bank	0.00
Inmate Occupational Therapy Acct	Key Bank	62,599.27
10030 - WATERTOWN CORRECTIONAL FACILITY		
Inmate Occupational Therapy Fund	Key Bank	157.13
Inmate Spendable Funds	Key Bank	313.06
Miscellaneous Receipts	Key Bank	0.00
10040 - GREAT MEADOW CORRECTIONAL FACILITY		
Certificate of Deposit	Glens Falls National	100,000.00
Certificate of Deposit	Glens Falls National	150,000.00
Certificate of Deposit	Glens Falls National	25,000.00
Facility Advance	Key Bank	6,250.72
General Fund	Key Bank	0.00
Inmate Fund	Key Bank	550,225.35
Inmate Fund Savings Account	Glens Falls National	52,500.00
Miscellaneous Account	Key Bank	11,263.84
Occupational Therapy	Key Bank	100,364.56
10050 - FISHKILL CORRECTIONAL FACILITY		
Agency Advance	M&T Bank	No report received
Employee Benefits	M&T Bank	No report received
Inmate Spending Account	M&T Bank	No report received
Inmates Account	M&T Bank	No report received
Misc Receipts	M&T Bank	No report received
Occupational Therapy Account	M&T Bank	No report received
10060 - WALLKILL CORRECTIONAL FACILITY		
Advance Account	Key Bank	1,550.00
Employee Benefit	Key Bank	2,051.97
Inmate Occupational Therapy Fund	Key Bank	27,154.04
Inmate Savings Account	Key Bank	88,194.21
Inmates Fund Account	Key Bank	204,389.63
Misc. Receipts	Key Bank	21,509.20
10070 - SING SING CORRECTIONAL FACILITY		
Cash Advance	JPMorgan Chase Bank, N.A.	No report received
Inmate Funds	JPMorgan Chase Bank, N.A.	No report received
Inmate Interest Funds	JPMorgan Chase Bank, N.A.	No report received
Misc Receipts	JPMorgan Chase Bank, N.A.	No report received
Occupational Therapy	JPMorgan Chase Bank, N.A.	No report received
Quality Work Life	JPMorgan Chase Bank, N.A.	No report received
10080 - GREEN HAVEN CORRECTIONAL FACILITY		
Advance Account	Key Bank	2,030.15
General Fund	Key Bank	9,294.57
Inmates Money Market	Key Bank	287,838.27
Inmates Now Checking	Key Bank	1,154,735.22
Occupational Therapy Fund	Key Bank	133,797.62
10090 - ALBION CORRECTIONAL FACILITY		
Albion Advance Account	Bank of America, N.A.	4,885.00
Employee Benefit Fund	Bank of America, N.A.	13,910.91
Inmate Funds	Bank of America, N.A.	198,056.12
Inmate Funds Savings	Bank of America, N.A.	154,430.70
Misc Receipts	Bank of America, N.A.	6,650.50
Occupational Therapy	Bank of America, N.A.	25,387.19
10100 - EASTERN NEW YORK CORRECTIONAL FACILITY		
Agency Advance Account	Sterling Bank	352.12
Employee Benefit Fund	Sterling Bank	17,079.53
ID Now 3 Month CD	M&T Bank	50,102.55
Inmate Deposit Now Account	Sterling Bank	754,291.97
Inmate Occupational Therapy Account	Sterling Bank	41,551.68
Misc. Receipts	Sterling Bank	3,423.65
10110 - ELMIRA CORRECTIONAL & RECEPTION CENTER		
Agency Advance Account	Chemung Canal Trust	2,665.97
Employee Benefit Fund	Chemung Canal Trust	29,972.53
Inmate CD Account	M&T Bank	213,917.64
Inmates Fund	Chemung Canal Trust	739,855.71
Miscellaneous Receipts	Chemung Canal Trust	1,280.18
Occupational Therapy Fund	Chemung Canal Trust	35,813.04
10120 - BEDFORD HILLS CORRECTIONAL FACILITY		
Advance Account	JPMorgan Chase Bank, N.A.	5,275.00

Employee Benefit Fund	JPMorgan Chase Bank, N.A.	8,128.18
Inmate Funds	JPMorgan Chase Bank, N.A.	322,127.04
Inmate Funds CD	JPMorgan Chase Bank, N.A.	90,000.00
Inmate Funds Money Market	JPMorgan Chase Bank, N.A.	23,307.01
Misc. Receipts	JPMorgan Chase Bank, N.A.	366.00
Occupational Therapy	JPMorgan Chase Bank, N.A.	66,681.04
10130 - COXSACKIE CORRECTIONAL FACILITY		
Agency Advance Account	National Bank of Coxsackie	No report received
Employee Benefits Fund	National Bank of Coxsackie	No report received
Inmates Fund	National Bank of Coxsackie	No report received
Inmates Fund Savings Acct	National Bank of Coxsackie	No report received
Misc. Revenue	National Bank of Coxsackie	No report received
Occupational Therapy Acct	National Bank of Coxsackie	No report received
10140 - WOODBOURNE CORRECTIONAL FACILITY		
CD - Inmate Funds	First National Bank of Jeffersonville	190,000.00
CD - Inmate Funds	First National Bank of Jeffersonville	50,000.00
WCF Agency Advance	Jeff Bank	1,364.76
WCF General Fund	Jeff Bank	17,994.95
WCF Inmate Fund	Jeff Bank	484,429.92
WCF Occupational Therapy Fund	Jeff Bank	43,811.38
10160 - DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION		
Agency Advance Account	Key Bank	No report received
Employee Benefit Fund	Key Bank	No report received
Inmate Escrow Account	Key Bank	No report received
Misc. Receipts Account	Key Bank	No report received
Special Account	Key Bank	No report received
10170 - QUEENSBORO CORRECTIONAL FACILITY		
Agency Advance Account	JPMorgan Chase Bank, N.A.	6,374.59
Employee Benefit Fund	JPMorgan Chase Bank, N.A.	9,607.15
Inmate Funds Account	JPMorgan Chase Bank, N.A.	306,684.63
Miscellaneous Receipts Account	JPMorgan Chase Bank, N.A.	720.16
Occupational Therapy Fund	JPMorgan Chase Bank, N.A.	2,050.12
Savings Account	JPMorgan Chase Bank, N.A.	15,649.14
10230 - ADIRONDACK CORRECTIONAL FACILITY		
ADK QWL	Community Bank	7,525.12
Agency Advance	Community Bank	641.60
Employee Benefit Fund	Community Bank	5,725.91
General Fund	Community Bank	15.75
Inmate Funds	Community Bank	118,034.91
Inmate Occupational Therapy Fund	Community Bank	807.33
10240 - DOWNSTATE CORRECTIONAL FACILITY		
Agency Advance	JPMorgan Chase Bank, N.A.	1,994.29
Employee Recreational Funds	JPMorgan Chase Bank, N.A.	18,445.70
Inmate Fund	JPMorgan Chase Bank, N.A.	498,180.81
Inmates Funds Savings	JPMorgan Chase Bank, N.A.	80,474.56
Misc. Receipts	JPMorgan Chase Bank, N.A.	16,273.12
Occupational Therapy	JPMorgan Chase Bank, N.A.	71,726.13
10250 - TACONIC CORRECTIONAL FACILITY		
Employee Benefit Fund	JPMorgan Chase Bank, N.A.	2,791.63
Inmate Funds	JPMorgan Chase Bank, N.A.	154,265.97
Misc. Revenue	JPMorgan Chase Bank, N.A.	961.73
Money Market	JPMorgan Chase Bank, N.A.	30,992.24
Occupational Therapy Fund	JPMorgan Chase Bank, N.A.	18,590.90
Taconic Advance Account	JPMorgan Chase Bank, N.A.	3,200.00
10270 - HUDSON CORRECTIONAL FACILITY		
Advance Account	Key Bank	845.82
Employee Benefit Fund Account	Key Bank	5,875.12
Inmate Funds Account	Key Bank	238,546.82
Inmate Key Advantage Account	Key Bank	50,361.27
Inmate Occupational Therapy Account	Key Bank	6,454.93
Miscellaneous Receipts Account	Key Bank	2,123.52
10290 - OTISVILLE CORRECTIONAL FACILITY		
Cash Advance	Jeff Bank	889.20
General Fund	Jeff Bank	3,307.02
Inmate Funds	Jeff Bank	368,936.75
Inmate Occupational Therapy	Jeff Bank	49,531.68
Inmate Savings	Jeff Bank	51,377.53
Inmate Savings CD	Hometown Bank	78,896.83
10300 - ROCHESTER CORRECTIONAL FACILITY		
Consolidated Advance Account	M&T Bank	1,586.21
Employee Recreation Fund	M&T Bank	1,245.84
Inmate Deposit Account	M&T Bank	51,489.97
Misc Fees	M&T Bank	453.00
Work Release Advance Account	M&T Bank	7,098.69

10320 - EDGECOMBE CORRECTIONAL FACILITY

Agency Advance	JPMorgan Chase Bank, N.A.	2,230.00
Employee Benefit Account	JPMorgan Chase Bank, N.A.	2,729.77
Inmate Cash Account	JPMorgan Chase Bank, N.A.	67,702.44
Misc. Receipts Account	JPMorgan Chase Bank, N.A.	0.00
Occupational Therapy Acct	JPMorgan Chase Bank, N.A.	1,487.59
Work Release Account	JPMorgan Chase Bank, N.A.	No report received

10350 - OGDENSBURG CORRECTIONAL FACILITY

Agency Advance Account	Community Bank	2,963.43
EBF	Community Bank	6,673.73
Inmate Fund	Community Bank	107,442.28
Inmate Savings	Community Bank	45,245.52
Misc. Receipts	Community Bank	26.21
Occupational Therapy	Community Bank	12,818.34

10370 - FIVE POINTS CORRECTIONAL FACILITY

Consolidated Advance	Five Star Bank	1,040.18
EBF Checking	Five Star Bank	48,873.69
EBF Savings	Five Star Bank	30,846.96
Inmate Spendable	Five Star Bank	503,431.31
Misc Receipts	Five Star Bank	632.15
Occupational Therapy	Five Star Bank	41,537.34

10390 - MOHAWK CORRECTIONAL FACILITY

Agency Advance	Key Bank	2,574.80
Employee Benefit Fund Checking	Bank of America, N.A.	33,626.52
Inmate Funds Checking	Key Bank	438,303.39
Inmate Funds Savings	Key Bank	314,498.82
Miscellaneous Revenue	Key Bank	1,144.60
Occupational Therapy	Key Bank	20,993.09

10430 - WENDE CORRECTIONAL FACILITY

Consolidated Advance	Alden State Bank	3,799.76
Employee Benefit Account	Alden State Bank	28,533.40
Inmate Savings	Alden State Bank	197,445.38
Inmates Funds	Alden State Bank	315,925.64
Misc. Receipts	Alden State Bank	6,421.55
Occupational Therapy	Alden State Bank	39,141.21

10441 - DEPARTMENT OF CORRECTIONAL SERVICES-FOOD PRODUCTION CENTER

Office of Nutritional Services		
Miscellaneous Receipts	Key Bank	7,066.18

10450 - GOWANDA CORRECTIONAL FACILITY

Inmate Funds	Community Bank	No report received
Occupational Therapy	Community Bank	No report received

10460 - GROVELAND CORRECTIONAL FACILITY

Agency Advance Account	Five Star Bank	962.39
Employee Commission Account	Five Star Bank	14,594.51
Inmate Funds Account	Five Star Bank	347,564.91
Inmate Funds Account - Savings	Five Star Bank	108,070.68
Miscellaneous Receipts Account	Five Star Bank	1,064.25
Occupational Therapy Account	Five Star Bank	17,473.30

10470 - COLLINS CORRECTIONAL FACILITY

Agency Advance	Community Bank	4,538.28
Employee Activities	Community Bank	38,712.05
Inmate Fund Checking	Community Bank	579,440.39
Inmate Savings	Community Bank	130,571.56
Miscellaneous Revenue	Community Bank	10,454.35
Occupational Therapy	Community Bank	17,825.79

10480 - MID-STATE CORRECTIONAL FACILITY

Agency Advance	Key Bank	No report received
Employee Benefit Fund	Bank of America, N.A.	No report received
Inmate Funds	Key Bank	No report received
Inmate Savings	Key Bank	No report received
Misc. Revenue	Key Bank	No report received
Occupational Therapy	Key Bank	No report received

10490 - MARCY CORRECTIONAL FACILITY

Agency Advance Account	Key Bank	3,825.07
Employee Benefit Fund Account	Bank of America, N.A.	23,200.15
Inmate Fund Account	Key Bank	339,766.48
Misc receipts Acct	Key Bank	5.00
NYS DOCS Marcy CORR Facility	Key Bank	206,825.90
Occupational Therapy fund Acct	Key Bank	39,223.19

10501 - CENTRAL PHARMACY

NYS Docs Central Pharmacy Advance Acct	Bank of America, N.A.	1,000.00
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10510 - MORIAH SHOCK INCARCERATION CORRECTIONAL FACILITY

Moriah Shock Incarceration Advance Acct	Glens Falls National	1,800.00
Moriah Shock Incarceration Employee Benefit Fund	Glens Falls National	3,928.74

Moriah Shock Incarceration Occ Therapy	Glens Falls National	2,837.50
Moriah Shock Misc Receipts	Glens Falls National	0.00
NYS Moriah Shock Incarceration Inmate Checking	Glens Falls National	35,245.00
10530 - FRANKLIN CORRECTIONAL FACILITY		
Advance Account	Key Bank	4,757.82
Employee Benefit Account	Key Bank	17,674.42
Inmate Funds	Key Bank	243,493.58
Inmate Occupational Therapy	Key Bank	14,375.01
Misc. Receipts	Key Bank	2,986.44
10540 - ALTONA CORRECTIONAL FACILITY		
Cons Adv Travel Petty Cash	NBT Bank	3,622.69
Employees Vending Benefit	NBT Bank	8,687.51
Inmates Funds	NBT Bank	80,337.87
Misc Revenues General Fund	NBT Bank	483.66
Occupational Therapy	NBT Bank	4,494.38
10550 - CAYUGA CORRECTIONAL FACILITY		
Agency Advance	First National Bank of Groton	No report received
Cert Of Deposit	First National Bank of Groton	No report received
Employee Benefit Fund	First National Bank of Groton	No report received
Inmate Occupational Therapy Account	First National Bank of Groton	No report received
Inmate Spendable	First National Bank of Groton	No report received
Misc Receipts	First National Bank of Groton	No report received
10560 - BARE HILL CORRECTIONAL FACILITY		
Agency Advance	Key Bank	1,677.00
Employee Benefit Fund	Key Bank	9,026.97
Inmate Spendable Funds	Key Bank	208,575.84
Miscellaneous Receipts	Key Bank	856.00
Occupational Therapy	Key Bank	10,118.73
10570 - RIVERVIEW CORRECTIONAL FACILITY		
Agency Advance Account	Key Bank	1,177.21
Inmate Accounts	Key Bank	152,437.79
Inmate Savings Account	Key Bank	105,650.93
Miscellaneous Receipts Account	Key Bank	10,810.89
Occupational Therapy	Key Bank	16,856.65
10580 - CAPE VINCENT CORRECTIONAL FACILITY		
Advance Account	Community Bank	No report received
Employee Benefit Fund	Community Bank	No report received
Inmate Occupation Therapy Acct	Community Bank	No report received
Inmate Savings	Community Bank	No report received
Inmate Spendable Account	Community Bank	No report received
Miscellaneous Receipts Account	Community Bank	No report received
10600 - LAKEVIEW SHOCK INCARCERATION CORRECTIONAL FACILITY		
Agency Advance	Community Bank	No report received
Employee Benefit Fund	Community Bank	No report received
Inmate Funds	Community Bank	No report received
Inmate Funds - Sav	Community Bank	No report received
Miscellaneous Revenue	Community Bank	No report received
Occupational Therapy	Community Bank	No report received
10610 - ULSTER CORRECTIONAL FACILITY		
Agency Advance	Bank of America, N.A.	0.00
Agency Advance	M&T Bank	1,419.39
Employee Benefit Fund	Bank of America, N.A.	0.00
Employee Benefit Fund	M&T Bank	7,179.06
Inmate Fund	Bank of America, N.A.	0.00
Inmate Fund	M&T Bank	188,380.18
Inmate Funds Savings	Bank of America, N.A.	0.00
Inmate Funds Savings	M&T Bank	12,308.05
Misc Receipts	M&T Bank	194.34
Misc. Receipts	Bank of America, N.A.	0.00
Occupational Therapy	Bank of America, N.A.	0.00
Occupational Therapy	M&T Bank	3,366.05
10630 - SOUTHPORT CORRECTIONAL FACILITY		
Advance Account	Chemung Canal Trust	492.65
Employee Benefit Fund	Chemung Canal Trust	14,634.92
Inmate Funds Account	Chemung Canal Trust	201,432.76
Misc. Receipts Account	Chemung Canal Trust	279.77
Occupational Therapy Account	Chemung Canal Trust	26,405.03
10640 - ORLEANS CORRECTIONAL FACILITY		
Agency Advance	Bank of America, N.A.	No report received
Employee Benefit Fund	Bank of America, N.A.	No report received
Inmate Funds	Bank of America, N.A.	No report received
Inmate Savings	Bank of America, N.A.	No report received
Miscellaneous Receipts	Bank of America, N.A.	No report received
Occupational Therapy	Bank of America, N.A.	No report received

10650 - WASHINGTON CORRECTIONAL FACILITY

Advance Account	Key Bank	2,427.88
EBF Account	Key Bank	11,149.46
General Account	Key Bank	0.00
Inmate Account	Key Bank	206,774.48
Inmate Funds Account Certificate Of Deposit	Glens Falls National	79,227.86
Inmate Savings Account	Key Bank	14,370.10
Occupational Therapy Account	Key Bank	13,404.87

10660 - WYOMING CORRECTIONAL FACILITY

Agency Advance	Five Star Bank	No report received
Employee Benefit Fund	Five Star Bank	15,164.34
Inmate Occupational Therapy	Five Star Bank	37,504.75
Inmate Savings - Certificate of Deposit	Five Star Bank	25,000.00
Inmate Savings - Certificate of Deposit	Five Star Bank	25,000.00
Inmate Savings - Certificate of Deposit	Five Star Bank	25,000.00
Inmate Savings Account	Five Star Bank	52,156.04
Inmate Spendable	Five Star Bank	503,306.86
Misc. Receipts Account	Five Star Bank	7,430.92

10670 - GREENE CORRECTIONAL FACILITY

Consolidated Advance	National Bank of Coxsackie	2,000.00
Employee Benefit Fund	National Bank of Coxsackie	23,301.60
Inmate Accounts	National Bank of Coxsackie	154,927.13
Inmate Savings	National Bank of Coxsackie	491,867.79
Misc. Receipts	National Bank of Coxsackie	98.46
Occupational Therapy	National Bank of Coxsackie	48,993.24

10680 - SHAWANGUNK CORRECTIONAL FACILITY

Consolidated Advance Account	Key Bank	1,300.00
Inmate Funds	Key Bank	150,392.74
Inmates Funds Account	Key Bank	269,655.32
Misc. Receipts Account	Key Bank	5,379.12
Occupational Therapy Acct	Key Bank	38,512.95

10690 - SULLIVAN CORRECTIONAL FACILITY

Consolidated Advance	Key Bank	2,268.89
Inmate Checking	Key Bank	272,491.04
Inmate Savings	Key Bank	100,506.00
Miscellaneous	Key Bank	11,083.58
Occupational Therapy	Key Bank	33,570.89

10810 - GOUVERNEUR CORRECTIONAL FACILITY

Agency Advance	Community Bank	No report received
Inmate Occupational Therapy	Community Bank	No report received
Inmate Savings	Community Bank	No report received
Inmate Spendable Fund	Community Bank	No report received
Misc Receipts	Community Bank	No report received

10820 - WILLARD DRUG TREATMENT CENTER

Consolidated Advance	Community Bank	1,000.00
Employee Benefit Fund	Community Bank	17,100.35
Inmate Funds	Community Bank	45,859.70
Inmate Occupational Therapy	Community Bank	1,082.97
Misc Receipts	Community Bank	2,964.37

10840 - UPSTATE CORRECTIONAL FACILITY-AUDIT 1

Advance Account	Key Bank	1,900.00
Facility Committees	Key Bank	16,597.14
Inmate Fund	Key Bank	227,353.28
Inmate Occupational Therapy Fund	Key Bank	10,812.33
Miscellaneous Account	Key Bank	170.10

10850 - HALE CREEK ASACTC

Consolidated Advance	Key Bank	500.00
Employee Benefit Fund	Bank of America, N.A.	9,358.21
Inmate Funds	Key Bank	118,097.85
Inmate Interest Bearing Account	Key Bank	15,000.12
Misc Receipts	Key Bank	118.75
Occupational Therapy	Key Bank	23,358.11

10890 - CORRECTIONS AND COMMUNITY SUPERVISION

Asset Forfeiture Special Rev Acct	Bank of America, N.A.	311,873.76
Parole Supervision Fee	Wells Fargo Bank	32,789.30

10916 - CENTRAL OFFICE - INDUSTRIES

Div of Ind Petty Cash Acct	Key Bank	4,000.00
Div of Ind Revenue Acct	Key Bank	645,618.00

11000 - EDUCATION DEPARTMENT

Consolidated Advance Account	Key Bank	No report received
Consolidated Advance Account (Control Disbursement)	Key Bank	No report received
Revenue Account	Key Bank	No report received

11100 - NYS HIGHER EDUCATION SERVICES CORPORATION

Federal Student Loan Suspense	US Bank	34,955.64
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NYS HESC-Federal Student Loan Suspense	Key Bank	0.00
Operating	Key Bank	292,059.40
Operating	US Bank	989,168.16
Retail Lockbox	US Bank	153,392.25
Wholesale Lockbox	US Bank	1,242,798.87
11260 - BATAVIA SCHOOL FOR THE BLIND		
Misc. Receipts	M&T Bank	979.43
Petty Cash	M&T Bank	2,874.79
Student Spending Account	Bank of America, N.A.	8,859.45
11270 - ROME SCHOOL FOR THE DEAF		
Miscellaneous Receipts	NBT Bank	No report received
Petty Cash	NBT Bank	No report received
Student Activity Fund	NBT Bank	No report received
11280 - ARCHIVES PARTNERSHIP TRUST		
Endowment	Janney Montgomery Scott LLC	No report received
Endowment - Special Account	Janney Montgomery Scott LLC	No report received
Trust's Board Project Account	Key Bank	No report received
12000 - DEPARTMENT OF HEALTH CENTRAL ADMINISTRATION		
CSA Rebate Account	Bank of America, N.A.	12,076.47
DOH EPIC Lockbox Acct	Wells Fargo Bank	18,343.15
DOH Main Cash Advance	Key Bank	17,181.11
Early Intervention - Municipal Deposits for Provider Pymts	Key Bank	0.00
Early Intervention - Provider Payments Escrow	Key Bank	9,489,939.39
Early Intervention - State Funds	Key Bank	18,922.80
EPIC Co Pay Account	Bank of America, N.A.	0.00
Epic Drug Manufacturer Rebate Account	Bank of America, N.A.	1,143.21
EPIC EFT Acct	Bank of America, N.A.	0.00
EPIC Master Funding Acct	Bank of America, N.A.	2,872,784.26
EPIC Provider Receipt Account	Bank of America, N.A.	0.00
EPIC Refund Acct	Bank of America, N.A.	0.00
eWIC	Wells Fargo Bank	46,652.96
General Account	M&T Bank	64,243.77
ICR Audit Fees Account	Bank of America, N.A.	33,480.08
Indian Health Disbursement Account	Bank of America, N.A.	0.00
Indian Health-Master Acct	Bank of America, N.A.	858,794.62
Medicaid	Key Bank	96,375.13
Medicaid Audit Recoveries Acct	Key Bank	0.00
Medicaid Insurance Recoveries Acct	Bank of America, N.A.	717,114.93
Nurses Aide Fees (Prometric)	Bank of America, N.A.	44,652.10
Nursing Home Fees Account	Bank of America, N.A.	50,283.69
NYS DOH CLEP Revenue	Key Bank	12,237.24
OBRA Drug Rebate Program Acct	Bank of America, N.A.	479.88
SPARCS	Key Bank	35,128.76
12010 - ROSWELL PARK MEMORIAL INSTITUTE		
Office Of Patient Accounts	M&T Bank	2,327,117.26
12030 - HELEN HAYES HOSPITAL		
Misc. Receipts	JPMorgan Chase Bank, N.A.	290,293.00
Petty Cash Account	JPMorgan Chase Bank, N.A.	10,684.55
Rental Deposit Acct	JPMorgan Chase Bank, N.A.	5,647.87
12120 - NYS VETERANS HOME-OXFORD		
Agency Advance	NBT Bank	10,904.20
Exchange Account	NBT Bank	17,849.49
Maintenance Fund	NBT Bank	497,485.85
NYS Veterans Home-Oxford (Resident Account, Custodial Account)	NBT Bank	477,019.84
Resident Custodial Account	NBT Bank	5,979.02
Resident Custodial Account	NBT Bank	1,153.69
Resident Custodial Account	NBT Bank	13,901.81
Resident Custodial Account	NBT Bank	2,952.71
Resident Custodial Account	NBT Bank	48,667.96
Resident Custodial Account	NBT Bank	4,331.86
Resident Custodial Account	NBT Bank	11,654.68
Resident Custodial Account	NBT Bank	4,570.55
12150 - NYS VETERANS HOME-ST ALBANS		
NYC Veteran Home Agency Advance	JPMorgan Chase Bank, N.A.	95,203.36
St Albans NYC Vet Home Resid Funds	JPMorgan Chase Bank, N.A.	748,412.39
St Albans Vet Home Maintenance Acct	NBT Bank	1,274,113.90
12180 - WESTERN NEW YORK VETERANS HOME		
Advance Account	Bank of America, N.A.	3,940.00
Exchange Account	Bank of America, N.A.	3,581.55
Maintenance Account	NBT Bank	233,239.35
Resident Funds	Bank of America, N.A.	63,708.10
12190 - VETERANS HOME AT MONTROSE		
Agency Advance Account	Bank of America, N.A.	8,366.13
Maintenance Acct	NBT Bank	681,616.77

Residence Account	Bank of America, N.A.	526,505.43
12200 - OFFICE OF MEDICAID INSPECTOR GENERAL		
Albany Confidential Account	Key Bank	229.59
Albany Petty Cash Account	Key Bank	442.00
NYC Confidential Account	JPMorgan Chase Bank, N.A.	166.00
14000 - DEPARTMENT OF LABOR		
Agency Advance Account	Key Bank	26,951.00
Exchange Account	Bank of America, N.A.	21,841.12
Fee And Permit Account	Key Bank	523,514.56
Min Wage & Claim Funding Acct	Key Bank	218,456.26
Minimum Wage & Wage Claim Acct	Key Bank	955,255.86
Misc Receipts	Bank of America, N.A.	470,968.67
U.I. Fund Clearing Account	JPMorgan Chase Bank, N.A.	72,930,217.46
UI Fund ACH Transactions	Wells Fargo Bank	10,000,000.00
14010 - WORKERS COMPENSATION BOARD		
DTF/WCB MAC 14	JPMorgan Chase Bank, N.A.	289,071,374.41
16000 - PUBLIC SERVICE COMMISSION		
Cable Account	Key Bank	5,293.94
Petty Cash Account	Key Bank	3,982.75
Special Fee Account	Key Bank	23,635.31
17000 - NYS DEPARTMENT OF TRANSPORTATION		
Contractors Bid And Guarantee	Key Bank	1,575,516.88
Main Office Advance For Travel	Key Bank	52,901.30
PARTNERS DOT -HOOCs	Key Bank	0.00
Revenue Unit	Key Bank	0.00
Republic Airport, Long Island		
Republic Airport Revenue Acct	JPMorgan Chase Bank, N.A.	186,420.87
19000 - DEPARTMENT OF STATE		
Athletic	M&T Bank	960.00
Licensing Revenue Account	JPMorgan Chase Bank, N.A.	793,138.46
Main	M&T Bank	56,571.52
Petty Cash Account	Key Bank	19,323.52
Summons	M&T Bank	67,698.00
19001 - TUG HILL COMMISSION		
Agency Advance Account	Key Bank	No report received
19002 - LAKE GEORGE PARK COMMISSION		
Petty Cash Account	Glens Falls National	No report received
Revenue Transfer Account	Glens Falls National	No report received
19005 - COMMISSION ON PUBLIC INTEGRITY		
JCOPE Petty Cash Account	Bank of America, N.A.	No report received
JCOPE Revenue Account	Bank of America, N.A.	No report received
20000 - DEPARTMENT OF TAXATION & FINANCE		
IFTA Funding	JPMorgan Chase Bank, N.A.	761.63
Misc Tax Account - Exchange	Bank of America, N.A.	13,759.94
Off Track Betting Tax (MAC 848)	Key Bank	564,119.91
Pari Mutuel Betting Tax (MAC 847)	Key Bank	737.44
Petty Cash	Bank of America, N.A.	15,000.00
Tax Preparer Registration Fee (EFT)	Wells Fargo Bank	24,200.00
Waste Tire Fee (EFT)	Wells Fargo Bank	7,442.81
Waste Tire Tax	JPMorgan Chase Bank, N.A.	21,136.37
20050 - NEW YORK STATE GAMING COMMISSION		
Charitable Gaming Account	Key Bank	47,609.27
Commercial Gaming Revenue Account	Key Bank	0.00
Custody Account	US Bank	12,688.92
Fingerprint Concentration Account	Key Bank	13,975.86
License Revenue Account	Bank of America, N.A.	18,280.06
Lottery Concentration Account	Key Bank	115,592.00
Lottery Prize Payment Account	Key Bank	0.00
Lottery Subscriptions Account	Key Bank	651,620.90
Petty Cash Account	Key Bank	882.42
Racing Refund Account	Key Bank	667,301.50
Video Gaming Revenue Account	Key Bank	12,117,527.23
21012 - WELFARE INSPECTOR GENERAL		
Confidential Fund	Bank of America, N.A.	15,000.00
Confidential Fund	JPMorgan Chase Bank, N.A.	No report received
Petty Cash	JPMorgan Chase Bank, N.A.	No report received
21110 - OFFICE OF REGULATORY REFORM		
Petty Cash	Key Bank	No report received
21190 - NYS ENERGY RESEARCH & DEVELOPMENT AUTHORITY		
NYSERDA Greenbank MAC 26	JPMorgan Chase Bank, N.A.	No report received
NYSERDA Main Checking MAC 30	JPMorgan Chase Bank, N.A.	(7,485,275.74)
21290 - HUDSON RIVER-BLACK RIVER REGULATING DISTRICT		
Checking- General Fund Acct.	Community Bank	109,896.16
Checking- Petty Cash Fund	Community Bank	5,000.00

Hudson River General Acct	Bank of America, N.A.	617,803.98
Money Market	Bank of America, N.A.	0.38
Petty Cash Fund	Bank of America, N.A.	6,500.00
21700 - OFFICE OF THE STATE INSPECTOR GENERAL		
Office Of The State Inspector General Pass Thru Account	Key Bank	0.00
OSIG Petty Cash Account	Key Bank	1,550.00
Albany		
Office of the Inspector General Confidential	Bank of America, N.A.	30,000.00
21820 - STATE COMMISSION ON JUDICIAL CONDUCT		
Petty Cash Account	JPMorgan Chase Bank, N.A.	446.02
Petty Cash Account	Key Bank	1,050.50
Petty Cash Fund	JPMorgan Chase Bank, N.A.	1,770.44
21940 - NYS FINANCIAL CONTROL BOARD		
Agency Advance Acct	JPMorgan Chase Bank, N.A.	No report received
23000 - DEPARTMENT OF MOTOR VEHICLES		
Albany Central Main Acct		
Albany Central Main Acct	Wells Fargo Bank	576,847.68
Albany Central Main Exchange		
Exchange	Wells Fargo Bank	9,455.54
Albany Central Office		
Title Escrow Exchange (Albany Central Office)	Wells Fargo Bank	44,385.45
Albany TVB Sub (Albany Central Office)		
Adjudication Account	Wells Fargo Bank	13,957.92
Administrative Adj	M&T Bank	No report received
Albany-Region 3		
Confidential Inv Subpoena - Albany	Key Bank	1,185.00
Allegany-Belmont		
County Clerk Fee Allegany	Steuben Trust Co.	No report received
Andironadack Mountains		
County Fee Account	JPMorgan Chase Bank, N.A.	128,554.04
Buffalo-Region 5		
MV- Buffalo Investigator & Subpoena	M&T Bank	1,332.00
Capital Saratoga Revenue		
County Fee Account	JPMorgan Chase Bank, N.A.	122,163.45
Catskill Mountains		
County Fee Account	JPMorgan Chase Bank, N.A.	135,640.42
Central Leatherstocking		
County Fee Account	JPMorgan Chase Bank, N.A.	63,570.98
Chautauqua-Steuben		
County Fee Acct	JPMorgan Chase Bank, N.A.	55,307.20
Chautauqua County		
Holding Acct-Chautauqua County	Community Bank	No report received
Holding Acct-Chautauqua County	Key Bank	No report received
Holding Acct-Chautauqua County	M&T Bank	No report received
Concentration (CTY)(OSC)		
Concentration (CTY)(OSC)	Key Bank	359,000.00
Concentration (DO)(OSC)		
Concentration (DO)(OSC)	Key Bank	2,369,499.53
Confidential Fund (Albany Central Office)		
Confidential Fund	Bank of America, N.A.	7,981.00
CTY Credit Card (Albany Central Office)		
County Office Credit Card Account	JPMorgan Chase Bank, N.A.	1,381,080.90
Customer Service Counter (Albany)		
NYS DMV CSC	Wells Fargo Bank	6,013.24
D.O. Credit Card (Albany Central Office)		
District Office Credit Card Account	JPMorgan Chase Bank, N.A.	3,583,531.66
DMV Division Of Field Investigations - Albany Central Office		
Field Investigation	M&T Bank	No report received
Downstate		
Revenue Account - Downstate	Wells Fargo Bank	578,346.14
Eric County Revenue		
County Fee Account	JPMorgan Chase Bank, N.A.	50,000.00
Finger Lakes First		
County Fee Acct	JPMorgan Chase Bank, N.A.	53,891.44
Finger Lakes Second		
County Fee Acct	JPMorgan Chase Bank, N.A.	106,180.39
Genesee County		
Genesee County Clerk - DMV	Bank of Castile	No report received
Greene County		
Fee Account - Greene	Greene County Commercial Bank	No report received
Hudson Valley		
County Fee Acct	JPMorgan Chase Bank, N.A.	71,222.81
IRP (Albany Central Office)		
International Registration	M&T Bank	4,490,986.81

International Registration	Wells Fargo Bank	604,495.78
IRP Exchange (Albany Central Office)		
Irp Internet Office - Dept. MV	M&T Bank	468,063.71
Kiosk		
Kiosk Account	JPMorgan Chase Bank, N.A.	81,221.25
Long Island/Staten Island DO		
Long Island/Staten Island DO	Wells Fargo Bank	767,766.57
Long Island/Staten Island JP		
Long Island/Staten Island (Mass/Med)	JPMorgan Chase Bank, N.A.	50,887.50
Nassau Region 1		
Div. of Vehicle Safety	Citibank	No report received
Niagara Frontier		
County Fee Acct	JPMorgan Chase Bank, N.A.	168,242.85
Oneida County		
DMV Oneida County Fee Account	Bank of Utica	No report received
Oneida County Fee Account	NBT Bank	No report received
Petty Cash (Albany Central Office)		
Petty Cash	Bank of America, N.A.	13,928.44
Queens-Region 6		
Confidential - Queens	JPMorgan Chase Bank, N.A.	3,834.00
Rockland/Westchester DO		
Rockland/Westchester DO	Wells Fargo Bank	39,190.60
Search Exchange (Albany Central Office)		
MV Search	Key Bank	37,742.61
Search Exchange (Albany Central Office)		
MV Search	Wells Fargo Bank	62,911.28
Syracuse-Region 4		
Confidential - Syracuse	Key Bank	1,290.00
Thousand Island Seaway		
County Fee Acct	JPMorgan Chase Bank, N.A.	352,233.16
TLC/DOCCS		
TLC/DOCCS	JPMorgan Chase Bank, N.A.	25,238.74
Travel Advance (Albany Central Office)		
Travel Advance	Bank of America, N.A.	1,000.00
TVB Acct		
TVB Acct	Wells Fargo Bank	88,644.42
TVB Credit Card (Albany Central Office)		
TVB Credit Card Receipts	JPMorgan Chase Bank, N.A.	544,278.06
Upstate DO		
Upstate District Offices (ALB, SYD, SYS, UTD)	Wells Fargo Bank	108,968.74
Utica D.O.		
Exchange Account	Bank of Utica	No report received
Revenue Utica	Bank of Utica	No report received
Yonkers-Region 2		
Safety Sup Automotive FAC INSP	JPMorgan Chase Bank, N.A.	No report received
25000 - OFFICE OF CHILDREN & FAMILY SERVICES		
Brentwood Resid Center Cash Advance	JPMorgan Chase Bank, N.A.	No report received
Brentwood Residents' Account	JPMorgan Chase Bank, N.A.	No report received
Brookwood Cash Advance	Key Bank	No report received
Brookwood Resid Residential Cash	Key Bank	No report received
Check Exchange	Bank of America, N.A.	No report received
CO Independent Living Acct	Bank of America, N.A.	No report received
Co. Training Employment Dev (Youth Stipend)	Bank of America, N.A.	No report received
Columbia Girls Secure Center-Advance Acct	Key Bank	No report received
Columbia Girls Secure Center-Youth Savings	Key Bank	No report received
Finger Lakes Res Ctr Residents Cash	Tompkins County Trust	No report received
Fingerlakes Res Ctr Cash Advance	Tompkins County Trust	No report received
Goshen Cash Advance	Bank of America, N.A.	No report received
Goshen Residents Account	Bank of America, N.A.	No report received
Harriet Tubman Advance Account	Key Bank	No report received
Harriet Tubman Residents' Account	Key Bank	No report received
Highland Res Ctr Petty Cash Account	Bank of America, N.A.	No report received
Highland Res Ctr Residents Acct	Bank of America, N.A.	No report received
Industry Advance Account	JPMorgan Chase Bank, N.A.	No report received
Industry Res Account	JPMorgan Chase Bank, N.A.	No report received
Industry School Dug-Out	JPMorgan Chase Bank, N.A.	No report received
MacCormick Cash Advance	Tompkins County Trust	No report received
MacCormick Residents' Account	Tompkins County Trust	No report received
Medicaid Reimbursement Exchange	Bank of America, N.A.	No report received
NYS OCFS Advance Acct (Travel & Misc P.C.)	Bank of America, N.A.	No report received
NYS OCFS Salary Advance Account	Bank of America, N.A.	No report received
Queens-Long Island Aftercare	JPMorgan Chase Bank, N.A.	No report received
Red Hook Res Ctr Resident Cash	Key Bank	No report received
Red Hook Resid Ctr Cash Advance	Key Bank	No report received

SCR Credit Card Revenue Account	Bank of America, N.A.	No report received
State Central Register	Bank of America, N.A.	No report received
Taberg Cash Advance	NBT Bank	No report received
Taberg Residents Account	NBT Bank	No report received
27000 - OFFICE OF TEMPORARY & DISABILITY ASSISTANCE		
Exchange Account	Key Bank	188.70
Title IV D Of Social Security	Key Bank	15,904,855.90
Travel Advance	Key Bank	10,001.14
28010 - SUNY ALBANY		
Fee Account	Key Bank	210,992.40
Loan Services Center Account	Key Bank	83,028.08
Petty Cash/Travel Advance	Key Bank	No report received
28020 - SUNY BINGHAMTON		
SUNY Binghamton	M&T Bank	312,379.58
SUNY Binghamton - Controlled Disb	M&T Bank	No report received
28030 - SUNY BUFFALO		
Controlled Disbursement Account	Bank of America, N.A.	No report received
General Revenue Account	Bank of America, N.A.	No report received
General Revenue Account	Key Bank	764,428.33
Imprest Account	Key Bank	No report received
28050 - SUNY STONY BROOK		
Central Funding	JPMorgan Chase Bank, N.A.	2,710,888.74
Controlled Disbursement	JPMorgan Chase Bank, N.A.	No report received
Fees Depository	JPMorgan Chase Bank, N.A.	3,709,524.95
LISVH Fees Depository	JPMorgan Chase Bank, N.A.	132,877.64
LISVH Fees Depository	Sterling Bank	278,984.69
LISVH Residence Fund	Sterling Bank	379,963.66
Payroll Advance	JPMorgan Chase Bank, N.A.	2,320.90
SBU Student Refunds Cont Disb Acct	JPMorgan Chase Bank, N.A.	No report received
Student ACH Refunds Account	JPMorgan Chase Bank, N.A.	158,195.88
SUNY Eastern Long Island Hospital Depository	JPMorgan Chase Bank, N.A.	849,829.03
SUNY Southampton Depository	JPMorgan Chase Bank, N.A.	490,449.96
University Hosp Fees Depository	JPMorgan Chase Bank, N.A.	11,168,281.72
University Hospital Petty Cash	JPMorgan Chase Bank, N.A.	1,909.35
28100 - SUNY HEALTH SCIENCE CENTER AT BROOKLYN		
Center Revenue	JPMorgan Chase Bank, N.A.	847,363.76
EFT Federal Deposits Acct	JPMorgan Chase Bank, N.A.	No report received
Hospital Controlled Disbursement	JPMorgan Chase Bank, N.A.	No report received
Hospital Revenue	JPMorgan Chase Bank, N.A.	1,344,523.18
LICH Controlled Disbursement	JPMorgan Chase Bank, N.A.	No report received
LICH Depository	JPMorgan Chase Bank, N.A.	43,466.79
Petty Cash	JPMorgan Chase Bank, N.A.	No report received
Student Refunds	JPMorgan Chase Bank, N.A.	No report received
28110 - SUNY HEALTH SCIENCE CENTER AT SYRACUSE		
College Revenue	Key Bank	47,607.92
Controlled Disbursement	Key Bank	No report received
Hospital Revenue	Key Bank	2,818,868.72
Parking	Key Bank	279,666.95
28150 - SUNY BROCKPORT		
Brockport-REOC Account	Key Bank	1,017.97
Concentration Acct	M&T Bank	124,532.09
Controlled Disb	M&T Bank	No report received
Special Account	M&T Bank	2,235.00
28160 - SUNY BUFFALO STATE COLLEGE		
Controlled Disb	M&T Bank	No report received
Dept Public Safety	M&T Bank	No report received
Special Grant Account	M&T Bank	3,773.14
Students Acct Office	M&T Bank	52,102.15
28170 - SUNY CORTLAND		
General Checking Account	Key Bank	189,784.37
28180 - SUNY FREDONIA		
Controlled Disb	M&T Bank	No report received
Depository Account	M&T Bank	105,767.99
28190 - SUNY GENESEO		
Controlled Disbursement Account	Key Bank	No report received
State Fees	Key Bank	199,150.12
28200 - SUNY OLD WESTBURY		
Local Depository	JPMorgan Chase Bank, N.A.	166,553.03
28210 - SUNY NEW PALTZ		
Disbursement Account	Key Bank	No report received
State Revenue	Key Bank	117,567.81
28220 - SUNY ONEONTA		
Petty Cash Advance Account	NBT Bank	No report received
Revenue Account	NBT Bank	1,308,106.19

28230 - SUNY OSWEGO		
Controlled Disbursement	Key Bank	No report received
General Revenue	Key Bank	102,824.17
Imprest Account	Key Bank	No report received
28240 - SUNY PLATTSBURGH		
General Revenue	TD Bank	1,484,954.51
28250 - SUNY POTSDAM		
Control Disbursement Account	Key Bank	No report received
State Fee Reconciliation Account	Key Bank	147,988.13
28260 - SUNY PURCHASE		
General Income Fund	Key Bank	177,899.04
28270 - SUNY INSTITUTE OF TECHNOLOGY UTICA/ROME		
Advance Account	Bank of America, N.A.	No report received
Controlled Disbursement Account	Bank of America, N.A.	No report received
Revenue	Bank of America, N.A.	98,431.09
28280 - SUNY EMPIRE STATE COLLEGE		
Concentration Account	Key Bank	285,453.21
Distribution Center Account	Key Bank	123,936.72
International Wire Account	Key Bank	14,715.00
Zero Balance Controlled Disbursement Account	Key Bank	No report received
28350 - SUNY COLLEGE OF TECHNOLOGY AT ALFRED		
Fees Account	Community Bank	2,092,582.75
28360 - SUNY COLLEGE OF TECHNOLOGY AT CANTON		
Community Cash Deposits	NBT Bank	147,022.66
Income Fund	Key Bank	163,834.86
International Program Account	Key Bank	37,521.36
28370 - SUNY AGRICULTURAL & TECHNICAL COLLEGE AT COBLESKILL		
Income Fund	Key Bank	170,479.97
28380 - SUNY COLLEGE OF TECHNOLOGY AT DELHI		
General Revenue	Delaware National Bank	80,720.19
Petty Cash Fund	Delaware National Bank	No report received
28390 - SUNY COLLEGE OF TECHNOLOGY AT FARMINGDALE		
Income Fund	Citibank	488,487.48
28400 - SUNY AGRICULTURAL & TECHNICAL COLLEGE AT MORRISVILLE		
Income Fund	Key Bank	628,477.22
Revenue Account	NBT Bank	11,007.67
28550 - SUNY COLLEGE OF ENVIRONMENTAL SCIENCE & FORESTRY		
Agency Advance	Key Bank	No report received
Controlled Disb	Key Bank	No report received
ESF/GSA	Key Bank	No report received
Forestry	Community Bank	228.70
Regular Account	Key Bank	198,455.07
Student Government	Key Bank	No report received
28570 - SUNY MARITIME COLLEGE		
Controlled Disbursement Account	JPMorgan Chase Bank, N.A.	No report received
Cruise Account	JPMorgan Chase Bank, N.A.	65,000.00
Revenue Deposit Account	JPMorgan Chase Bank, N.A.	152,582.22
Revenue EFT Account	JPMorgan Chase Bank, N.A.	16,003.01
28580 - SUNY COLLEGE OF OPTOMETRY		
General Revenue	JPMorgan Chase Bank, N.A.	337,017.22
Medical Transportation	JPMorgan Chase Bank, N.A.	23.38
28650 - SUNY CENTRAL SYSTEM ADMINISTRATION		
ASC	Key Bank	10,000.00
NYS Iso	Key Bank	4,456,009.95
Revenue	Key Bank	40,328.35
37000 - DEPARTMENT OF FINANCIAL SERVICES		
Confidential Investigations	JPMorgan Chase Bank, N.A.	9,852.96
Confidential Investigations	JPMorgan Chase Bank, N.A.	11,202.85
Fire Tax Account (Main)	Key Bank	5,161.24
Fire Tax Payment	Key Bank	0.00
General Assessment Account	JPMorgan Chase Bank, N.A.	35,145.87
General Fund	Key Bank	110,331.08
Market Stabilization Pool Account	JPMorgan Chase Bank, N.A.	3,045,888.68
Miscellaneous Account	JPMorgan Chase Bank, N.A.	47,138.01
Paid Family Leave	JPMorgan Chase Bank, N.A.	0.00
Petty Cash	Key Bank	9,678.14
Workers Comp Insurance Sec Fund Pymnt	JPMorgan Chase Bank, N.A.	100,005.98
49010 - SARATOGA-CAPITAL DISTRICT STATE PARK COMMISSION		
Revenue (SA)	Glens Falls National	47,026.41
SARATOGA REGION CONTRACTORS BID ACCOUNT	Key Bank	88,231.68
49020 - LONG ISLAND STATE PARK COMMISSION		
Contractors Bid (LI)	JPMorgan Chase Bank, N.A.	76,764.93
Regional Account 2 (LI)	JPMorgan Chase Bank, N.A.	161,742.13
Revenue (LI)	People's United Bank	34,396.60

49030 - GENESEE STATE PARK COMMISSION		
Contractors Bid (GE)	Bank of Castile	46,983.11
Revenue (GE)	Bank of Castile	43,178.23
49040 - NIAGARA FRONTIER STATE PARK COMMISSION		
Contractors Bid (NIA)	Key Bank	68.40
Revenue (NIA)	Evans National Bank	35,082.47
49050 - PALISADES INTERSTATE STATE PARK COMMISSION		
Contractors Bid (PA)	JPMorgan Chase Bank, N.A.	4,767.32
49070 - OFFICE OF PARKS & RECREATION		
Main Office - Change Fund	Key Bank	60,610.00
Main Office Account (ALB)	Key Bank	1,500.00
OPRHP Concentration Account	Key Bank	189,221.16
Petty Cash (ALB)	Key Bank	30,153.20
Revenue (NI, GE, AL, CE, TA)	M&T Bank	55,376.94
Revenue (NYC, CE, LI, PA, TA)	JPMorgan Chase Bank, N.A.	68,455.14
Revenue (SA, LI, GE, NI, CE, TA)	Bank of America, N.A.	50,975.61
Revenue (SA, NI, PA, CE, TA, TI)	Key Bank	2,100.99
Revenue (various)	Wells Fargo Bank	60,515.72
Statewide Campsite/Cabin Revenue	JPMorgan Chase Bank, N.A.	595,699.06
Statewide Credit Card Revenue, Revenue (ALB, FL, LI, PA, TI)	Key Bank	320,669.39
Statewide Housing Security Deposits	Key Bank	144,181.30
49090 - FINGER LAKES STATE PARK COMMISSION		
Contractors Bid (FL)	Tompkins County Trust	20,517.78
Revenue (FL)	Savannah Bank	35,158.11
Revenue (FL-Multi)	Community Bank	489.68
Revenue (FL-Multi-Facilities)	Tompkins County Trust	119,510.53
49100 - ALLEGANY STATE PARK COMMISSION		
Contractors Bid (AL)	Five Star Bank	2,015.00
Regional Account (AL)	Five Star Bank	141,449.86
Revenue (AL)	Five Star Bank	32,071.41
49120 - CENTRAL NEW YORK STATE PARK COMMISSION		
Contractors Bid (CE)	JPMorgan Chase Bank, N.A.	21,065.27
Revenue (CE, SA, TI)	NBT Bank	37,130.92
49130 - TACONIC STATE PARK COMMISSION		
Contractors Bid (TA)	M&T Bank	800.70
49140 - THOUSAND ISLANDS STATE PARK COMMISSION		
Revenue (TI)	Citizens Bank	35,740.35
Revenue (TI-Multi)	Community Bank	20,949.89
50000 - OFFICE OF MENTAL HEALTH		
Consolidated Advance	Bank of America, N.A.	17,414.00
Iterim Assistance Agreement	Bank of America, N.A.	No report received
OMH Medication Grant Program Acct	Bank of America, N.A.	1,462.17
Reimbursement Account	Bank of America, N.A.	No report received
50010 - GREATER BINGHAMTON HEALTH CENTER		
Agency Advance Account	JPMorgan Chase Bank, N.A.	8,881.55
Facility Holding Account	JPMorgan Chase Bank, N.A.	13,109.73
Patient Cash Funds	JPMorgan Chase Bank, N.A.	450,970.81
Patients Cash Account	JPMorgan Chase Bank, N.A.	612,241.69
Security Deposit	JPMorgan Chase Bank, N.A.	4,389.57
50020 - KINGSBORO PSYCHIATRIC CENTER		
Advance Account	Banco Popular	10,809.17
Family Care	Banco Popular	14,290.87
Holding Account	Banco Popular	252,500.28
Medicaid Outpatient Travel	Banco Popular	653.96
Patient Cash Acct (MM)	Banco Popular	539,026.94
Patient Checking Account	Citibank	3,682.82
Patient Savings Account	Banco Popular	335,025.34
Security Deposit	Banco Popular	2,489.36
Urban Oasis/EBT	Banco Popular	56,723.32
50030 - BUFFALO PSYCHIATRIC CENTER		
Advance Account	Key Bank	46,157.47
Facility Holding	Key Bank	7,070.98
Patient Cash Checking	Key Bank	551,437.42
50080 - MANHATTAN PSYCHIATRIC CENTER		
Advance Account	Sterling Bank	13,519.55
CD	Hudson Valley National Bank	425,038.94
General Fund Checking	Hudson Valley National Bank	6,675.72
Patient Cash Checking	Hudson Valley National Bank	1,116,466.39
Patients Money Market	Hudson Valley National Bank	72,905.09
Social Service Tokens	Hudson Valley National Bank	33,969.10
50110 - ROCHESTER PSYCHIATRIC CENTER		
Agency Advance	Key Bank	32,539.14
Facility Holding	Key Bank	13,468.17
Patients Cash Account	Key Bank	266,479.23

Patients Fund Savings	Key Bank	311,338.48
50120 - ST LAWRENCE PSYCHIATRIC CENTER		
Facility Advance Account	Community Bank	18,929.34
Facility Holding Account	Community Bank	27,322.62
Patients Cash Account	Community Bank	61,485.88
Patients Cash Savings	Community Bank	341,686.98
50150 - CREEDMOOR PSYCHIATRIC CENTER		
Advance Account	HSBC	60,996.30
Certificate Of Deposit	HSBC	150,000.00
Certificate Of Deposit	HSBC	250,000.00
Holding Account	HSBC	15,936.29
Medicaid Travel Account	HSBC	No report received
Money Management Account	HSBC	929,266.74
Patient Cash Account	HSBC	55,264.47
Rent Holding Account	HSBC	237.00
50170 - ROCKLAND PSYCHIATRIC CENTER		
Exchange	JPMorgan Chase Bank, N.A.	No report received
Holding Account	JPMorgan Chase Bank, N.A.	No report received
Investment CD A	Sterling Bank	No report received
INVESTMENT CD B	Sterling Bank	No report received
Investment CD C	Sterling Bank	No report received
Investment CD D	Sterling Bank	No report received
Investment CD G	Sterling Bank	No report received
Investment CD I	Sterling Bank	No report received
Patient Cash Account	JPMorgan Chase Bank, N.A.	No report received
Patient Cash Checking Account	JPMorgan Chase Bank, N.A.	No report received
Patient Cash Savings Account	JPMorgan Chase Bank, N.A.	No report received
50180 - NYS PSYCHIATRIC INSTITUTE		
Donation & Gift Acct/Patient Fund Acct	JPMorgan Chase Bank, N.A.	3,914.21
General	JPMorgan Chase Bank, N.A.	54,506.59
Petty Cash	JPMorgan Chase Bank, N.A.	958.69
50190 - RICHARD H HUTCHINGS PSYCHIATRIC CENTER		
Advance Account	Key Bank	17,401.98
Clients Count	Key Bank	178,289.98
Holding Account	Key Bank	20,046.75
50200 - PILGRIM PSYCHIATRIC CENTER		
Facility Advance Account	JPMorgan Chase Bank, N.A.	39,135.72
Facility Holding Acct	JPMorgan Chase Bank, N.A.	258,792.00
Patient Cash	JPMorgan Chase Bank, N.A.	1,310,663.93
50210 - MOHAWK VALLEY PSYCHIATRIC CENTER		
Advance Fund	Key Bank	13,494.24
Facility Holding	Key Bank	21,605.13
Patient Cash Checking	Key Bank	67,744.41
Patient Cash Savings	Key Bank	28,932.01
Security Deposit	Key Bank	7,773.40
50310 - BRONX PSYCHIATRIC CENTER		
CD	JPMorgan Chase Bank, N.A.	250,000.00
Consolidated Advance	JPMorgan Chase Bank, N.A.	31,778.65
Misc. Receipts	JPMorgan Chase Bank, N.A.	27,359.95
Patients Cash MM	JPMorgan Chase Bank, N.A.	88,219.75
Patients Checking Acct	JPMorgan Chase Bank, N.A.	543,762.11
50340 - NATHAN KLINE INSTITUTE		
Petty Cash Account	JPMorgan Chase Bank, N.A.	1,300.00
50350 - KIRBY FORENSIC PSYCHIATRIC CENTER		
Consolidated Advance Account	Hudson Valley National Bank	7,334.58
Holding Account	Hudson Valley National Bank	30,689.52
Patient Cash Account	Hudson Valley National Bank	128,885.89
50390 - CENTRAL NY PSYCHIATRIC CENTER		
Agency Advance Account	Key Bank	9,740.00
General Fund	Key Bank	2,713.21
Patient Checking	Key Bank	48,306.74
Patient Savings	Key Bank	401,517.21
Security Deposit	Key Bank	2,743.29
50440 - MID-HUDSON FORENSIC PSYCHIATRIC CENTER		
Facility Advance Account	Key Bank	12,209.95
Facility Holding Account	Key Bank	1,402.92
Patients Account	Key Bank	184,081.52
50520 - BROOKLYN CHILDRENS PSYCHIATRIC CENTER		
Petty Cash Advance Account	Banco Popular	4,965.00
50790 - SOUTH BEACH PSYCHIATRIC CENTER		
Agency Advance Checking	JPMorgan Chase Bank, N.A.	12,967.47
Facility Holding Checking	JPMorgan Chase Bank, N.A.	13,559.70
Family Care Checking	JPMorgan Chase Bank, N.A.	0.00
Patients Cash Checking	JPMorgan Chase Bank, N.A.	635,014.83

50800 - BRONX CHILDRENS PSYCHIATRIC CENTER		
General Fund	JPMorgan Chase Bank, N.A.	10,952.05
50810 - WESTERN NY CHILDRENS PSYCHIATRIC CENTER		
Agency Advance	Key Bank	1,655.09
Exchange Account	Key Bank	0.00
Patient Cash	Key Bank	210.00
50850 - SAGAMORE CHILDRENS PSYCHIATRIC CENTER		
Sagamore Patient Personal Acct	JPMorgan Chase Bank, N.A.	40,047.81
Sagamore Petty Cash Account	JPMorgan Chase Bank, N.A.	4,935.00
50860 - ROCKLAND CHILDRENS PSYCHIATRIC CENTER		
Advance Account	JPMorgan Chase Bank, N.A.	No report received
50870 - QUEENS CHILDRENS PSYCHIATRIC CENTER		
Queens Adv Acct	HSBC	11,235.00
Queens Childrens Account	HSBC	7,933.58
50920 - ELMIRA PSYCHIATRIC CENTER		
Certificate of Deposit	Chemung Canal Trust	100,000.00
Certificate of Deposit	Chemung Canal Trust	100,000.00
Facility Advance Account	Chemung Canal Trust	12,586.50
General Fund Account	Chemung Canal Trust	3,334.15
IMMA	Chemung Canal Trust	46,803.01
Patients Fund Account	Chemung Canal Trust	453,990.66
50980 - CAPITAL DISTRICT PSYCHIATRIC CENTER		
Facility Advance Account	Key Bank	4,859.34
Facility Holding Account	Key Bank	236,590.68
Parking Garage Account	Key Bank	168,218.22
Patients Cash Checking Account	Key Bank	681,722.39
Patients Cash Savings Account	Key Bank	397,225.82
51000 - NYS OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES		
Petty Cash Acct	Bank of America, N.A.	No report received
Revenue Account	Bank of America, N.A.	3,620,055.39
51210 - HUDSON VALLEY DDSO		
EBT Checking	JPMorgan Chase Bank, N.A.	No report received
Exchange Account	JPMorgan Chase Bank, N.A.	No report received
General Fund	JPMorgan Chase Bank, N.A.	No report received
Investor's Choice Savings	JPMorgan Chase Bank, N.A.	No report received
Petty Cash	JPMorgan Chase Bank, N.A.	No report received
PTS Cash Checking	JPMorgan Chase Bank, N.A.	No report received
51240 - CENTRAL NY DDSO		
Advance Accounts	Key Bank	34,522.11
Clients Account	Key Bank	679,771.04
Consumer Cash - Savings	Adirondack Bank	3,415,861.03
Consumer Cash - Savings	Key Bank	3,418,447.76
51250 - TACONIC DDSO		
Agency Advance Account	M&T Bank	61,813.65
General Fund	M&T Bank	9,364.40
Patients Cash Checking	M&T Bank	1,944,175.71
500 Balltown Rd Schenectady, NY		
TDDSO Representative Payee Savings Acct	The Adirondack Trust Company	2,312,400.31
51270 - STATEN ISLAND DDSO		
Clients Cash Account	JPMorgan Chase Bank, N.A.	No report received
General Fund Account	JPMorgan Chase Bank, N.A.	No report received
Money Market Account	JPMorgan Chase Bank, N.A.	No report received
Petty Cash Account	JPMorgan Chase Bank, N.A.	No report received
51290 - CAPITAL DISTRICT DDSO		
Agency Advance Account	Key Bank	No report received
Agency Advance Account	The Adirondack Trust Company	No report received
Consumer EBT Fund / Fiduciary Account	Key Bank	No report received
Consumers Fund / Fiduciary Account	Key Bank	No report received
Patients Account Direct Deposit / Fiduciary Acct	The Adirondack Trust Company	No report received
Patients Fund Operating Acct / Fiduciary Acct	The Adirondack Trust Company	No report received
Summer Camp - Fiduciary Acct	The Adirondack Trust Company	No report received
51330 - WESTERN NY DDSO		
Agency Advance Account	M&T Bank	No report received
CD-Patient Property Funds	Key Bank	No report received
Exchange Account	M&T Bank	No report received
General Account	Community Bank	No report received
Patient Property Funds	Adirondack Bank	No report received
Patient Property Funds	M&T Bank	No report received
51350 - LONG ISLAND DDSO		
Consolidated Advance	JPMorgan Chase Bank, N.A.	No report received
EBT Checking Account	JPMorgan Chase Bank, N.A.	No report received
General Fund	JPMorgan Chase Bank, N.A.	No report received
Patient Cash	JPMorgan Chase Bank, N.A.	No report received
51380 - BROOKLYN DDSO		

CD	Banco Popular	No report received
Consumers Fund	JPMorgan Chase Bank, N.A.	288,518.03
Consumers Money Management	JPMorgan Chase Bank, N.A.	687,322.85
Miscellaneous Receipts	JPMorgan Chase Bank, N.A.	167,667.56
Petty Cash - Mental Hygiene Brooklyn	JPMorgan Chase Bank, N.A.	22,307.11
Thomas Shirtz Community Service	JPMorgan Chase Bank, N.A.	8,137.80
51420 - SUNMOUNT DDSO		
Certificate of Deposit	Community Bank	No report received
Residents Fund	Community Bank	No report received
Sunmount Advance Account	Community Bank	No report received
51430 - INSTITUTE FOR BASIC RESEARCH IN DEVELOPMENTAL DISABILITIES		
Petty Cash	JPMorgan Chase Bank, N.A.	No report received
51450 - METRO NY DDSO		
Consolidated Acct	JPMorgan Chase Bank, N.A.	43,076.13
Manhattan DDSO Client Cash	JPMorgan Chase Bank, N.A.	28,343.35
Metro NY DDSO Food Stamp Acct	JPMorgan Chase Bank, N.A.	0.00
Metro NY DDSO REP PAYEE ACCOUNT	JPMorgan Chase Bank, N.A.	375,351.23
Patients Cash Account	JPMorgan Chase Bank, N.A.	18,798.32
Patients Money Market Account	JPMorgan Chase Bank, N.A.	0.10
Petty Cash	JPMorgan Chase Bank, N.A.	0.00
51470 - BERNARD M FINESON DDSO		
Money Market Account	JPMorgan Chase Bank, N.A.	307,114.58
Patient Fund Account	JPMorgan Chase Bank, N.A.	353,489.04
Petty Cash Fund	JPMorgan Chase Bank, N.A.	14,209.06
51780 - FINGER LAKES DDSO		
Advance Account	JPMorgan Chase Bank, N.A.	No report received
F.L. Newark Resident Checking	Community Bank	No report received
Finger Lakes Resident Checking	JPMorgan Chase Bank, N.A.	No report received
FL Vending Machine Account	Community Bank	No report received
General Account	JPMorgan Chase Bank, N.A.	No report received
Geneseo Client Cash	Bank of America, N.A.	No report received
Kelsey Trust Fund	Bank of America, N.A.	No report received
Mary Moore Trust Fund	Bank of America, N.A.	No report received
Monroe Resident Checking	JPMorgan Chase Bank, N.A.	No report received
Monroe Resident Savings	JPMorgan Chase Bank, N.A.	No report received
Patient Food Stamp Account	JPMorgan Chase Bank, N.A.	No report received
51940 - BROOME DDSO		
Broome DDSO	M&T Bank	No report received
Broome DDSO - Advance Account	M&T Bank	No report received
Broome DDSO - General Fund	M&T Bank	No report received
Disabled Individuals Savings	Key Bank	No report received
Disabled Individuals Savings	M&T Bank	No report received
OMRDD Broome DDSO EBT Checking	M&T Bank	No report received
53000 - OFFICE OF ALCOHOLISM & SUBSTANCE ABUSE SERVICES		
Agency Advance Acct	Key Bank	2,550.00
Creedmoor PNA Account	JPMorgan Chase Bank, N.A.	0.00
Patient Fees	Bank of America, N.A.	592,031.09
Revenue Account	Bank of America, N.A.	45,626.06
53020 - KINGSBORO ALCOHOLISM TREATMENT CENTER		
Petty Cash Advance Account	Bank of America, N.A.	649.79
70000 - CUNY UNIVERSITY MANAGEMENT & PROGRAM BOARD OF HIGHER EDUCATION		
CUNY Admin Imprest Cash Account	Citibank	11,006.25
70030 - CUNY HUNTER COLLEGE		
Travel Petty Cash Account	Citibank	50,185.70
70060 - CUNY JOHN JAY COLLEGE		
CUNY JOHN JAY COLLEGE IMPREST FUND	Citibank	16,681.16
70070 - CUNY LEHMAN COLLEGE		
Lehman College	Citibank	4,345.50
70080 - CUNY YORK COLLEGE		
York College Imprest Funds	Citibank	11,288.64
York College Travel Advance Fund	Citibank	817.00
70100 - CUNY COLLEGE OF STATEN ISLAND		
CSI Imprest Cash	TD Bank	4,914.92
70120 - CUNY NYC COLLEGE OF TECHNOLOGY		
NY City College Of Technology Technical College Imprest Fund	Popular Community Bank	5,000.00
70150 - CUNY SCHOOL OF LAW		
CUNY School Of Law	TD Bank	23,826.22

The above balances represent funds deposited in various banking institutions as reported by the State department and agencies, and published in accordance with Section 107 of the State Finance Law.

Division of the Treasury, Department of Taxation and Finance
Christopher Curtis Deputy Commissioner and State Treasurer

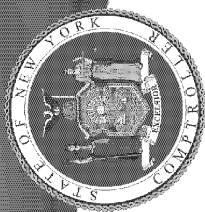
**FUNDS OF THE DIVISION OF THE TREASURY OF WHICH THE COMMISSIONER OF TAXATION AND FINANCE
IS THE SOLE CUSTODIAN WITH BALANCES AS OF 04/30/2021**

ACCOUNT DESCRIPTION	DEPOSITORY	BALANCE AS OF 04/30/2021
COMMUNITY COLLEGE TUITION AND INSTRUCTIONAL INCOME FUND		
0232 Upstate Community Colleges, Series 2005B	Key Bank	9,275.75
DEPARTMENT OF FINANCIAL SERVICES		
0001 Property/Casualty Insurance Security Fund	Key Bank	140,568.77
0002 Public Motor Vehicle Security Fund	JPMorgan Chase Bank, N.A.	155,099.76
0003 Workers' Compensation Security Fund	JPMorgan Chase Bank, N.A.	490,573.14
DORMITORY AUTHORITY OF THE STATE OF NEW YORK		
0039 Mental Hygiene Facilities Improvement Fund Income Account	Bank of America, N.A.	0.00
0104 Lincoln Medical and Mental Health Center Project Construction Account	Key Bank	5,859.45
0105 Greenpoint Medical and Mental Health Center Project Construction Account	Key Bank	298,345.14
0149 State Advances Repayment Account	Bank of America, N.A.	0.00
HOMELESS HOUSING ASSISTANCE CORPORATION		
0320 Social Services Homeless Housing and Assistance Corporation Operating Account	Key Bank	11,662,821.57
NELSON A. ROCKEFELLER EMPIRE STATE PLAZA PERFORMING ARTS CENTER CORPORATION		
0315 The Egg	Key Bank	16,908.13
NEW YORK CONVENTION CENTER		
0300 Operating Fund	JPMorgan Chase Bank, N.A.	17,154,543.30
NEW YORK JOB DEVELOPMENT AUTHORITY		
0036 Special Purpose Fund	Bank of America, N.A.	985,008.10
0371 Series H Commercial Paper	Bank of America, N.A.	1,427,506.51
0389 Daily Demand Special Purpose Bonds Series 1992A-B	JPMorgan Chase Bank, N.A.	339,964.48
0423 Escrow Account for USA Industries Inc.	Key Bank	37,274.67
0424 Escrow Account for Pluritec USA Inc.	Key Bank	19,782.38
0426 Agriculture Loan Program	Key Bank	370,388.91
NYS AFFORDABLE HOUSING CORPORATION		
0491 Disbursement Account	JPMorgan Chase Bank, N.A.	69,178.04
0520 Development Account	Key Bank	2,080,684.43
0522 Repayment Account	Key Bank	394,773.66
0523 Recapture Account	Key Bank	195,156.31
0880 Payroll Account	JPMorgan Chase Bank, N.A.	0.00
NYS DEPARTMENT OF HEALTH		
0004 Medical Indemnity Fund	JPMorgan Chase Bank, N.A.	(2,900,806.64)
NYS DEPARTMENT OF TAXATION AND FINANCE		
0510 Excelsior Linked Deposit Fund	Key Bank	0.27
0600 World Trade Center Memorial Foundation Fund Account	Bank of America, N.A.	111,245.16
0625 Advance Acct/Imprest Confidential Fund	Bank of America, N.A.	23,770.66
0626 Criminal Investigation Division	Key Bank	250,564.97
0778 PIT/STAR Rebate Exchange Account	JPMorgan Chase Bank, N.A.	0.00
0800 NYS IRS PIT offset account	Key Bank	0.00
0827 Stock Transfer Incentive Fund	Key Bank	1,183,754.32
0847 Pari-Mutuel Revenue Transfer Account	Key Bank	0.00
0848 Off-Track Bet Tax Revenue Transfer Account	Key Bank	0.00
NYS HOUSING FINANCE AGENCY		
0252 Energy Conservation/Tenant Health & Safety Improvement Account	JPMorgan Chase Bank, N.A.	206,163.64
0254 Agency Assisted Housing Operation Fund	JPMorgan Chase Bank, N.A.	23,531,521.77
0267 Neighborhood Stabilization Program - Round 1	JPMorgan Chase Bank, N.A.	87,646.12
0274 NYSHFA Special Reserve Fund	JPMorgan Chase Bank, N.A.	296,642.70
0283 Small Owner's Assistance Program Account	Key Bank	75,277.71
0285 Public Purpose Account	Key Bank	17,864,531.43
0286 Disbursement Account	Key Bank	4,279,409.12
0287 Infrastructure Development Fund	Key Bank	197,817.52
0288 Mobile Home Cooperative Fund	Key Bank	23,793.33
0292 Homeless Housing Initiatives	Key Bank	199,854.21
0294 Housing Plan Fund	Key Bank	22,771,425.84
0301 HFA - Subsidy Repayment Account	Key Bank	3,949,654.23
0305 HPD Disbursement Fund	Key Bank	1,227,149.59
0879 Payroll Account	JPMorgan Chase Bank, N.A.	152,486.63
NYS HOUSING TRUST FUND CORPORATION		
0458 Section 8 Housing Assistance Payment Account	JPMorgan Chase Bank, N.A.	1,143,095.60
0460 Escrow Account	M&T Bank	1,125,999.45
0461 Housing Modernization Account	M&T Bank	770,401.95

0462	General Custodial Account	M&T Bank	68,375,030.86
0465	Home Program Account	M&T Bank	10,345,035.21
0466	Homes for Working Families Account	M&T Bank	8,905,367.34
0467	Section 8 Administrative Account	M&T Bank	9,087,527.85
0469	OCR Community Miscellaneous Programs Account	M&T Bank	8,131,144.83
0470	HCV Main Account	Bank of America, N.A.	71,611,604.57
0471	Empire State Relief Fund	M&T Bank	472,816.46
0472	Master Escrow Account	Bank of America, N.A.	8,281.02
0473	Family Self-Sufficiency Account	Bank of America, N.A.	4,222,868.15
0475	Reserve Account	Bank of America, N.A.	107,444.90
0480	OHP Miscellaneous Programs Account	Bank of America, N.A.	9,924,437.75
0891	Small Cities Community Development Block Grant Program	M&T Bank	8,365.10
0892	Disaster Recovery Initiative Account	M&T Bank	326,858.18
0893	Payroll Account for Small Cities CDBG Program	M&T Bank	158.69
0895	HTFC Storm Recovery Payment	M&T Bank	2,385,893.08
0899	HTFC Storm Recovery Lockbox	US Bank	40,968.71
NYS TEACHERS RETIREMENT SYSTEM			
0052	Master Funding Account	State Street Bank & Trust Co.	0.00
0052	Main Account	JPMorgan Chase Bank, N.A.	2,104,984.85
0853	Excess Benefit Fund	JPMorgan Chase Bank, N.A.	2,847,550.26
STATE INSURANCE FUND			
0053	State Insurance Fund	Bank of America, N.A.	64,234,330.90
0054	State Insurance Fund	Bank of America, N.A.	14,614,911.35
0055	State Insurance Fund	Bank of America, N.A.	15,484,090.82
0861	Disability Benefits Fund Tax Escrow Account	Bank of America, N.A.	27,849.15
STATE UNIVERSITY CONSTRUCTION FUND			
0034	Income Fund	Key Bank	1,111,457.16
0075	Educational Facilities Revenue Bonds Debt Service Account	Key Bank	31,806.05
0870	Deductions Account	Key Bank	493,723.95

The above balances represent funds deposited in various banking institutions per the records of the Department of Taxation and Finance, Division of Treasury, and published in accordance with Section 107 of the State Finance Law.

Division of the Treasury, Department of Taxation and Finance
Christopher Curtis *Deputy Commissioner and State Treasurer*



Office of the NEW YORK STATE
COMPTROLLER

Comptroller's Monthly Report on State Funds Cash Basis of Accounting

APRIL 2021

NYS Comptroller
THOMAS P. DiNAPOLI

Office of Operations
Division of Payroll, Accounting and Revenue Services
Bureau of Financial Reporting and Oil Spill Remediation



STATE OF NEW YORK
OFFICE OF OPERATIONS
DIVISION OF PAYROLL, ACCOUNTING AND REVENUE SERVICES
BUREAU OF FINANCIAL REPORTING AND OIL SPILL REMEDIATION

THOMAS P. DINAPOLI
STATE COMPTROLLER

COMPTROLLER'S MONTHLY REPORT TO THE LEGISLATURE ON STATE FUNDS - CASH BASIS OF ACCOUNTING

April 30, 2021

TABLE OF CONTENTS

Combined Statements of Cash Receipts, Disbursements and Changes in Fund Balances

Exhibit A	Governmental Funds	2
Exhibit A Supplemental	Governmental Funds - State Operating	3
Exhibit A Notes	Governmental Funds Footnotes	4
Exhibit B	Proprietary Funds	5
Exhibit C	Trust Funds	6
Exhibit D Governmental	Governmental Funds - Budgetary Basis - Financial Plan and Actual - Governmental	7
Exhibit D State Operating	Governmental Funds - Budgetary Basis - Financial Plan and Actual - State Operating	8
Exhibit D General Fund	Governmental Funds - Budgetary Basis - Financial Plan and Actual - General Fund	9
Exhibit D Special Revenue	Governmental Funds - Budgetary Basis - Financial Plan and Actual - Special Revenue	10
Exhibit D Special Revenue State/Federal	Governmental Funds - Budgetary Basis - Financial Plan and Actual - Special Revenue State and Federal	11
Exhibit D Debt	Governmental Funds - Budgetary Basis - Financial Plan and Actual - Debt Service	12
Exhibit D Capital Projects	Governmental Funds - Budgetary Basis - Financial Plan and Actual - Capital Projects	13
Exhibit D Capital Projects State/Federal	Governmental Funds - Budgetary Basis - Financial Plan and Actual - Capital Projects State and Federal	14
Exhibit E	Comparative Schedule of Tax Receipts	15
Cash Flow - Governmental	Governmental Funds - Governmental	16
Cash Flow - State Operating	Governmental Funds - State Operating	18

Combining Statements of Cash Receipts, Disbursements and Changes in Fund Balances

Exhibit F	General Fund - Statement of Cash Flow	20
Exhibit G	Special Revenue Funds Combined - Statement of Cash Flow	22
Exhibit G State	Special Revenue Funds State - Statement of Cash Flow	24
Exhibit G Federal	Special Revenue Funds Federal - Statement of Cash Flow	26
Exhibit H	Debt Service Funds - Statement of Cash Flow	28
Exhibit I	Capital Projects Funds Combined - Statement of Cash Flow	29
Exhibit I State	Capital Projects Funds State - Statement of Cash Flow	31
Exhibit I Federal	Capital Projects Funds Federal - Statement of Cash Flow	33
Exhibit J	Enterprise Funds - Statement of Cash Flow	34
Exhibit K	Internal Service Funds - Statement of Cash Flow	35
Exhibit L	Pension Trust Funds - Statement of Cash Flow	36
Exhibit M	Private Purpose Trust Funds - Statement of Cash Flow	37

Supplementary Schedules

Schedule 1	Governmental Funds - Summary of Cash Receipts, Disbursements and Changes in Fund Balances	38
Schedule 2	Proprietary Funds - Summary of Cash Receipts, Disbursements and Changes in Fund Balances	41
Schedule 3	Fiduciary Funds - Summary of Cash Receipts, Disbursements and Changes in Fund Balances	42
Schedule 4	Sole Custody and Investment Accounts - Statement of Cash Receipts and Disbursements	43
Schedule 5	Debt Service Funds - Statement of Direct State Debt Activity	44
Schedule 6a	Debt Service Funds - Financing Agreements	45
Schedule 6	Summary of the Operating Fund Investments	46
Appendix A	HCRA Resources Fund - Statement of Receipts and Disbursements by Account	47
Appendix B	HCRA Resources Fund - Statement of Program Disbursements	48
Appendix C	HCRA Public Goods Pool - Statement of Cash Flow	49
Appendix D	HCRA Medicaid Disproportionate Share - Statement of Cash Flow	50
Appendix E	Summary of Off-Budget Spending Report	51
Appendix F	Schedule of Month-End Temporary Loans Outstanding	52
Appendix G	Dedicated Infrastructure Investment Fund - Statement of Receipts and Disbursements	56
Appendix H	Medical Assistance Disbursements - State Funds	57
Appendix I	Medical Assistance Disbursements - Federal Funds	58

EXHIBIT A

**STATE OF NEW YORK
GOVERNMENTAL FUNDS
COMBINED STATEMENT OF CASH RECEIPTS, DISBURSEMENTS AND CHANGES IN FUND BALANCES**
(amounts in millions)

	GENERAL			SPECIAL REVENUE			DEBT SERVICE			CAPITAL PROJECTS			TOTAL GOVERNMENTAL FUNDS			YEAR OVER YEAR	
	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	1 MO. ENDED APR. 30, 2020	\$ Increase/ (Decrease)	% Increase/ (Decrease)
RECEIPTS:																	
Personal Income Tax	\$ 3,262.9	\$ 3,262.9	\$ -	\$ -	\$ 187.7	\$ 187.7	\$ 3,262.9	\$ 3,262.9	\$ -	\$ -	\$ -	\$ -	\$ 6,525.8	\$ 6,525.8	\$ 2,066.2	\$ 4,459.6	215.6%
Consumption/Use Taxes	351.1	351.1	-	-	187.7	187.7	895.4	895.4	43.5	43.5	-	-	1,477.7	1,477.7	1,045.0	432.7	41.4%
Business Taxes	728.6	728.6	-	-	196.9	196.9	-	-	41.3	41.3	-	-	969.8	969.8	415.9	553.9	133.2%
Other Taxes	121.2	121.2	-	-	-	-	97.5	97.5	-	-	-	-	218.7	218.7	130.9	87.8	67.1%
Miscellaneous Receipts	172.5	172.5	-	-	1,332.5	1,332.5	43.2	43.2	181.3	181.3	-	-	1,729.5	1,729.5	2,637.2	(907.7)	-34.4%
Federal Receipts	0.2	0.2	-	-	7,158.4	7,158.4	-	-	5.6	5.6	-	-	7,164.2	7,164.2	10,863.1	(3,698.9)	-34.1%
Total Receipts	4,637.5	4,637.5	8,877.5	8,877.5	4,299.0	4,299.0	4,299.0	4,299.0	271.7	271.7	18,085.7	18,085.7	17,158.3	17,158.3	10,863.1	927.4	5.4%
DISBURSEMENTS:																	
Local Assistance Grants:																	
Education	523.4	523.4	273.7	273.7	-	-	-	-	13.5	13.5	-	-	810.6	810.6	1,149.2	(338.6)	-29.5%
Environment and Recreation	-	-	0.4	0.4	-	-	-	-	29.0	29.0	-	-	29.4	29.4	4.5	24.9	553.3%
General Government	2.9	2.9	21.3	21.3	-	-	-	-	12.7	12.7	-	-	36.9	36.9	48.5	(11.6)	-23.9%
Public Health:																	
Medicaid	2,741.0	2,741.0	3,758.1	3,758.1	-	-	-	-	-	-	-	-	6,499.1	6,499.1	5,410.3	1,088.8	20.1%
Other Public Health	47.9	47.9	558.9	558.9	-	-	-	-	45.1	45.1	-	-	651.9	651.9	602.5	49.4	8.2%
Public Safety	4.5	4.5	123.2	123.2	-	-	-	-	0.4	0.4	-	-	128.1	128.1	95.3	32.8	34.4%
Public Welfare	43.3	43.3	136.7	136.7	-	-	-	-	28.2	28.2	-	-	230.2	230.2	211.8	18.4	8.7%
Support and Regulate Business	5.0	5.0	0.5	0.5	-	-	-	-	21.2	21.2	-	-	26.7	26.7	48.1	(21.4)	-44.5%
Transportation	9.5	9.5	201.4	201.4	-	-	-	-	181.7	181.7	-	-	392.6	392.6	90.0	302.6	336.2%
Total Local Assistance Grants	3,377.5	3,377.5	5,096.2	5,096.2	-	-	-	-	331.8	331.8	8,805.5	8,805.5	7,660.2	7,660.2	1,145.3	1,145.3	15.0%
Departmental Operations:																	
Personal Service	707.6	707.6	450.6	450.6	-	-	-	-	-	-	-	-	1,158.2	1,158.2	1,569.5	(411.3)	-26.2%
Non-Personal Service	136.7	136.7	382.5	382.5	0.2	0.2	-	-	-	-	-	-	519.4	519.4	584.1	(64.7)	-11.1%
General State Charges	810.3	810.3	85.2	85.2	-	-	-	-	-	-	-	-	895.5	895.5	535.2	360.3	67.3%
Debt Service, Including Payments on	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Financing Agreements	-	-	-	-	-	-	122.4	122.4	-	-	-	-	122.4	122.4	36.5	85.9	235.3%
Capital Projects	-	-	-	-	-	-	-	-	-	-	-	-	399.2	399.2	509.8	(111.6)	-21.9%
Total Disbursements	5,032.1	5,032.1	6,014.5	6,014.5	122.6	122.6	122.6	122.6	730.0	730.0	11,899.2	11,899.2	10,895.3	10,895.3	1,003.9	1,003.9	9.2%
Excess (Deficiency) of Receipts over Disbursements	(394.6)	(394.6)	2,863.0	2,863.0	4,176.4	4,176.4	4,176.4	4,176.4	(458.3)	(458.3)	6,186.5	6,186.5	6,263.0	6,263.0	(76.5)	(76.5)	-1.2%
OTHER FINANCING SOURCES (USES):																	
Bond and Note Proceeds (net)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Transfers from Other Funds	4,327.5	4,327.5	232.5	232.5	295.9	295.9	-	-	-	-	-	-	5,344.8	5,344.8	1,063.1	4,281.7	402.9%
Transfers to Other Funds	(876.1)	(876.1)	(134.9)	(134.9)	(4,330.8)	(4,330.8)	-	-	(8.4)	(8.4)	-	-	(5,350.2)	(5,350.2)	(1,066.5)	4,283.7	401.7%
Total Other Financing Sources (Uses)	3,451.4	3,451.4	97.6	97.6	(4,034.9)	(4,034.9)	(4,034.9)	(4,034.9)	480.5	480.5	(5.4)	(5.4)	(3.4)	(3.4)	(2.0)	(2.0)	-58.8%
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	3,056.8	3,056.8	2,960.6	2,960.6	141.5	141.5	141.5	141.5	222	222	6,181.1	6,181.1	6,259.6	6,259.6	(78.5)	(78.5)	-1.3%
Beginning Fund Balances (Deficits)	9,160.8	9,160.8	10,669.3	10,669.3	65.0	65.0	65.0	65.0	(1,144.0)	(1,144.0)	18,751.1	18,751.1	14,284.8	14,284.8	4,466.3	4,466.3	31.3%
Ending Fund Balances (Deficits)	\$ 12,217.6	\$ 12,217.6	\$ 13,629.9	\$ 13,629.9	\$ 206.5	\$ 206.5	\$ 206.5	\$ 206.5	\$ (1,121.8)	\$ (1,121.8)	\$ 24,932.2	\$ 24,932.2	\$ 20,544.4	\$ 20,544.4	\$ 4,387.8	\$ 4,387.8	21.4%

**STATE OF NEW YORK
GOVERNMENTAL FUNDS-STATE OPERATING (*)
COMBINED STATEMENT OF CASH RECEIPTS, DISBURSEMENTS AND CHANGES IN FUND BALANCES
(amounts in millions)**

**EXHIBIT A
SUPPLEMENTAL**

	GENERAL		STATE SPECIAL REVENUE (**)		DEBT SERVICE		TOTAL STATE OPERATING FUNDS				% Increase/ Decrease
	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	1 MO. ENDED APR. 30, 2020	\$ Increase/ (Decrease)	
RECEIPTS:											
Personal Income Tax	\$ 3,262.9	\$ 3,262.9	\$ -	\$ -	\$ 3,262.9	\$ 3,262.9	\$ 6,525.8	\$ 2,066.2	\$ 2,066.2	\$ 4,459.6	215.8%
Consumption/Use Taxes	351.1	351.1	187.7	187.7	895.4	895.4	1,434.2	1,009.0	1,009.0	425.2	42.1%
Business Taxes	729.6	729.6	198.9	198.9	-	-	928.5	928.5	377.8	550.7	145.8%
Other Taxes	121.2	121.2	-	-	97.5	97.5	218.7	130.9	130.9	87.8	67.1%
Miscellaneous Receipts	172.5	172.5	1,319.2	1,319.2	43.2	43.2	1,534.9	1,431.2	1,431.2	103.7	7.2%
Federal Receipts	0.2	0.2	-	-	-	-	0.2	-	-	0.2	100.0%
Total Receipts	4,637.5	4,637.5	1,705.8	1,705.8	4,299.0	4,299.0	10,642.3	5,015.1	5,015.1	5,627.2	112.2%
DISBURSEMENTS:											
Local Assistance Grants:											
Education	523.4	523.4	0.9	0.9	-	-	524.3	524.3	754.3	(230.0)	-30.5%
Environment and Recreation	-	-	0.1	0.1	-	-	0.1	0.1	0.1	-	0.0%
General Government	2.9	2.9	10.1	10.1	-	-	13.0	13.0	16.1	(3.1)	-19.3%
Public Health:											
Medicaid	2,741.0	2,741.0	386.9	386.9	-	-	3,127.9	3,127.9	757.7	2,370.2	312.8%
Other Public Health	47.9	47.9	37.3	37.3	-	-	85.2	85.2	93.5	(8.3)	-8.9%
Public Safety	4.5	4.5	19.3	19.3	-	-	23.8	20.9	20.9	2.9	13.9%
Public Welfare	43.3	43.3	0.2	0.2	-	-	43.5	43.5	77.0	(33.5)	-43.5%
Support and Regulate Business	5.0	5.0	0.3	0.3	-	-	5.3	4.6	4.6	0.7	15.2%
Transportation	9.5	9.5	199.0	199.0	-	-	208.5	208.5	61.7	146.8	237.9%
Total Local Assistance Grants	3,377.5	3,377.5	654.1	654.1	-	-	4,031.6	1,785.9	1,785.9	2,245.7	125.7%
Departmental Operations:											
Personal Service	707.6	707.6	399.6	399.6	-	-	1,107.2	1,107.2	1,494.8	(387.6)	-25.9%
Non-Personal Service	136.7	136.7	225.6	225.6	0.2	0.2	362.5	362.5	543.3	(180.8)	-33.3%
General State Charges	810.3	810.3	59.8	59.8	-	-	870.1	870.1	512.5	357.6	69.8%
Debt Service, Including Payments on Financing Agreements	-	-	-	-	122.4	122.4	122.4	122.4	36.5	85.9	235.3%
Capital Projects	-	-	-	-	-	-	-	-	-	-	0.0%
Total Disbursements	5,032.1	5,032.1	1,339.1	1,339.1	122.6	122.6	6,493.8	4,373.0	4,373.0	2,120.8	46.5%
Excess (Deficiency) of Receipts over Disbursements	(394.6)	(394.6)	366.7	366.7	4,176.4	4,176.4	4,148.5	642.1	642.1	3,506.4	546.1%
OTHER FINANCING SOURCES (USES):											
Transfers from Other Funds	4,327.5	4,327.5	263.5	263.5	295.9	295.9	4,886.9	4,886.9	1,939.1	2,947.8	152.0%
Transfers to Other Funds	(876.1)	(876.1)	(9.5)	(9.5)	(4,330.8)	(4,330.8)	(5,216.4)	(5,216.4)	(817.9)	4,388.5	537.8%
Total Other Financing Sources (Uses)	3,451.4	3,451.4	254.0	254.0	(4,034.9)	(4,034.9)	(329.5)	(329.5)	1,121.2	(1,450.7)	129.4%
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	3,056.8	3,056.8	620.7	620.7	141.5	141.5	3,819.0	3,819.0	1,763.3	2,055.7	116.6%
Beginning Fund Balances (Deficits)	9,160.8	9,160.8	5,708.6	5,708.6	65.0	65.0	14,934.4	14,934.4	14,408.3	526.1	3.7%
Ending Fund Balances (Deficits)	\$ 12,217.6	\$ 12,217.6	\$ 6,329.3	\$ 6,329.3	\$ 206.5	\$ 206.5	\$ 18,763.4	\$ 18,763.4	\$ 16,171.6	\$ 2,591.8	16.0%

(*) State Operating Funds are comprised of the General Fund, State Special Revenue Funds supported by activities from dedicated revenue sources (including operating transfers from Federal Funds) and Debt Service Funds.

(**) Eliminations between Special Revenue - State and Federal Funds are not included.

GOVERNMENTAL FUNDS FOOTNOTES**EXHIBIT A NOTES
APRIL 2021**

1. Certain disbursements from Capital Projects funds are financed by operating transfers from other funds, proceeds of State bonds and notes, and reimbursements received from Public Authorities and the Federal Government. The amounts shown below represent disbursements to be reimbursed in future months from the sources indicated:

Urban Development Corporation (Correctional Facilities)	\$186.9 million
Urban Development Corporation (Youth Facilities)	15.3
Housing Finance Agency (HFA)	404.9
Housing Assistance Fund	12.9
Dormitory Authority (Mental Hygiene)	356.3
Dormitory Authority and State University Income Fund	536.6
Federal Capital Projects	627.7
State bond and note proceeds	36.7

2. Operating Transfers constitute legally authorized transfers from a fund receiving revenues to a fund through which disbursements will ultimately be made. The more significant transfers include:

General Fund "Transfers to Other Funds" are as follows:

State Capital Projects Fund	\$485.7 million
General Debt Service Fund	162.6
Banking Services Account	2.5
Court Facilities Incentive Aid Fund	38.4
Mass Transportation Financial Assistance	48.9
Mass Transportation Operating Assistance Fund	3.5
New York Central Business District Trust Fund	12.6
New York City County Clerks' Operations Offset	2.1
State Fair Receipts	3.0
State University Income Fund	113.0

Also included in the General Fund are transfers representing payments for patients residing in State-operated health, mental hygiene and State University facilities to Debt Service funds (\$0.6m), and the State University Income Fund (\$3.2m).

\$72.4(b) was added to the State Finance Law in 2010 to permit the State's General Debt Service Fund to maintain a cash reserve for the payment of debt service, and related expenses, during the current fiscal quarter. As of April 30, 2021 - pursuant to a certification of the Budget Director - the reserve amount is (\$57.9m), which was funded by a transfer from the General Fund.

Special Revenue Funds: "Transfers To Other Funds" includes transfers to Mental Health Services Fund and Department of Health Income Fund (\$125.4m) representing the federal share of Medicaid payments for patients residing in State-operated Health and Mental Hygiene facilities and All Other Capital Projects (\$3.2m).

Also included in Special Revenue funds are transfers to the General Fund from the following:

Nursing Home Receivership Account	\$1.0 million
SUNY Income Fund	5.1

Debt Service Funds "Transfers To Other Funds" includes transfers to the General Fund from the following:

Revenue Bond Tax Fund	\$3,262.7 million
Local Government Assistance Tax Fund	286.7
Sales Tax Revenue Bond Tax Fund	573.3
Clean Water/Clean Air Fund	86.8
Mental Health Services Fund	100.5

Also included in Debt Service funds are transfers to Special Revenue funds representing receipts in excess of lease-purchase obligations that are used to finance a portion of the operating expenses for the Department of Health (\$10.7m).

Capital Projects Funds "Transfers To Other Funds" includes transfers to the General Fund (\$1.2m) and the General Debt Service Fund - Lease Purchase (\$7.2m).

3. Pursuant to FY 2022 Enacted Budget Legislation (Chapter 50), IFR/CUTRA (City University Tuition Reimbursement Account) Fund and CUNY Senior College Operating Fund have both been reclassified from Special Revenue State Funds and Agency Funds, respectively, to Enterprise Funds. As a result of this change, the beginning cash balances in the Special Revenue State Funds and the Agency Funds have been reduced by \$171.8m and \$10.6m, respectively, and the Enterprise Funds have been increased by \$182.4m.

Additionally, the College Savings Account within the Miscellaneous State Special Revenue Funds was reclassified to the Private Purpose Trust Funds. As a result of this change, the beginning balance of the Special Revenue State Funds has been reduced by an additional \$25.7m and Private Purpose Trust Funds increased by \$25.7m.

EXHIBIT B

STATE OF NEW YORK
 PROPRIETARY FUNDS
 COMBINED STATEMENT OF CASH RECEIPTS, DISBURSEMENTS AND CHANGES IN FUND BALANCES
 (amounts in millions)

	ENTERPRISE			INTERNAL SERVICE			TOTAL PROPRIETARY FUNDS				YEAR OVER YEAR	
	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2020	1 MO. ENDED APR. 30, 2020	\$ Increase/ (Decrease)	% Increase/ Decrease		
RECEIPTS:												
Miscellaneous Receipts	\$ 261.8	\$ 261.8	\$ 55.2	\$ 55.2	\$ 317.0	\$ 317.0	\$ 29.4	\$ 29.4	\$ 287.6	978.2%		
Federal Receipts	4,691.4	4,691.4	-	-	4,691.4	4,691.4	2,584.0	2,584.0	2,107.4	81.6%		
Unemployment Taxes	218.5	218.5	-	-	218.5	218.5	1,823.9	1,823.9	(1,605.4)	-88.0%		
Total Receipts	5,171.7	5,171.7	55.2	55.2	5,226.9	5,226.9	4,437.3	4,437.3	789.6	17.8%		
DISBURSEMENTS:												
Departmental Operations:												
Personal Service	128.3	128.3	9.7	9.7	138.0	138.0	15.9	15.9	122.1	767.9%		
Non-Personal Service	22.1	22.1	31.1	31.1	53.2	53.2	(5.7)	(5.7)	58.9	-1,033.3%		
General State Charges	54.3	54.3	2.7	2.7	57.0	57.0	5.0	5.0	52.0	1,040.0%		
Unemployment Benefits	4,967.1	4,967.1	-	-	4,967.1	4,967.1	4,390.7	4,390.7	576.4	13.1%		
Total Disbursements	5,171.8	5,171.8	43.5	43.5	5,215.3	5,215.3	4,405.9	4,405.9	809.4	18.4%		
Excess (Deficiency) of Receipts Over Disbursements	(0.1)	(0.1)	11.7	11.7	11.6	11.6	31.4	31.4	(19.8)	63.1%		
OTHER FINANCING SOURCES (USES):												
Transfers from Other Funds	3.0	3.0	2.5	2.5	5.5	5.5	1.3	1.3	4.2	323.1%		
Transfers to Other Funds	-	-	(0.1)	(0.1)	(0.1)	(0.1)	-	-	0.1	0.0%		
Total Other Financing Sources (Uses)	3.0	3.0	2.4	2.4	5.4	5.4	1.3	1.3	4.1	315.4%		
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	2.9	2.9	14.1	14.1	17.0	17.0	32.7	32.7	(15.7)	-48.0%		
Beginning Fund Balances (Deficits)	328.0	328.0	(363.5)	(363.5)	(35.5)	(35.5)	(267.8)	(267.8)	232.3	86.7%		
Ending Fund Balances (Deficits)	\$ 330.9	\$ 330.9	\$ (349.4)	\$ (349.4)	\$ (18.5)	\$ (18.5)	\$ (235.1)	\$ (235.1)	\$ 216.6	92.1%		

EXHIBIT C

STATE OF NEW YORK
TRUST FUNDS
COMBINED STATEMENT OF CASH RECEIPTS, DISBURSEMENTS AND CHANGES IN FUND BALANCES
(amounts in millions)

	PENSION			PRIVATE PURPOSE			TOTAL TRUST FUNDS				YEAR OVER YEAR	
	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	MONTH OF APR. 2021	1 MO. ENDED APR. 30, 2021	1 MO. ENDED APR. 30, 2020	\$ Increase/ (Decrease)	% Increase/ Decrease
RECEIPTS:												
Miscellaneous Receipts	\$ 5.9	\$ 5.9	\$ 5.9	\$ 0.1	\$ 0.1	\$ 0.1	\$ 6.0	\$ 6.0	\$ 8.5	\$ 8.5	\$ (2.5)	-29.4%
Total Receipts	<u>5.9</u>	<u>5.9</u>	<u>5.9</u>	<u>0.1</u>	<u>0.1</u>	<u>0.1</u>	<u>6.0</u>	<u>6.0</u>	<u>8.5</u>	<u>8.5</u>	<u>(2.5)</u>	<u>-29.4%</u>
DISBURSEMENTS:												
Departmental Operations:												
Personal Service	5.9	5.9	-	-	-	-	5.9	5.9	8.3	8.3	(2.4)	-28.9%
Non-Personal Service	0.6	0.6	-	-	-	-	0.6	0.6	0.7	0.7	(0.1)	-14.3%
General State Charges	1.8	1.8	-	-	-	-	1.8	1.8	3.6	3.6	(1.8)	-50.0%
Total Disbursements	<u>8.3</u>	<u>8.3</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>8.3</u>	<u>8.3</u>	<u>12.6</u>	<u>12.6</u>	<u>(4.3)</u>	<u>-34.1%</u>
Excess (Deficiency) of Receipts Over Disbursements	<u>(2.4)</u>	<u>(2.4)</u>	<u>0.1</u>	<u>0.1</u>	<u>0.1</u>	<u>0.1</u>	<u>(2.3)</u>	<u>(2.3)</u>	<u>(4.1)</u>	<u>(4.1)</u>	<u>1.8</u>	<u>43.9%</u>
OTHER FINANCING SOURCES (USES):												
Transfers from Other Funds	-	-	-	-	-	-	-	-	-	-	-	0.0%
Transfers to Other Funds	-	-	-	-	-	-	-	-	-	-	-	0.0%
Total Other Financing Sources (Uses)	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>0.0%</u>
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	<u>(2.4)</u>	<u>(2.4)</u>	<u>0.1</u>	<u>0.1</u>	<u>0.1</u>	<u>0.1</u>	<u>(2.3)</u>	<u>(2.3)</u>	<u>(4.1)</u>	<u>(4.1)</u>	<u>1.8</u>	<u>43.9%</u>
Beginning Fund Balances (Deficits)	-	-	40.2	40.2	40.2	40.2	40.2	40.2	13.2	13.2	27.0	204.5%
Ending Fund Balances (Deficits)	<u>\$ (2.4)</u>	<u>\$ (2.4)</u>	<u>\$ 40.3</u>	<u>\$ 40.3</u>	<u>\$ 40.3</u>	<u>\$ 40.3</u>	<u>\$ 37.9</u>	<u>\$ 37.9</u>	<u>\$ 9.1</u>	<u>\$ 9.1</u>	<u>\$ 28.8</u>	<u>316.5%</u>

EXHIBIT D

STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR ONE MONTH ENDED APRIL 30, 2021
(amounts in millions)

	ALL GOVERNMENTAL FUNDS				Actual Over/ (Under) Enacted Financial Plan	Actual Over/ (Under) Updated Financial Plan
	Enacted Financial Plan (*)	Updated Financial Plan	Actual			
RECEIPTS:						
Taxes:						
Personal Income	-	\$ -	\$ 6,525.8	-	\$ -	-
Consumption/Use	-	-	1,477.7	-	-	-
Business	-	-	969.8	-	-	-
Other	-	-	218.7	-	-	-
Miscellaneous Receipts	-	-	1,729.5	-	-	-
Federal Receipts	-	-	7,164.2	-	-	-
Total Receipts	-	-	18,085.7	-	-	-
DISBURSEMENTS:						
Local Assistance Grants	-	-	8,805.5	-	-	-
Departmental Operations	-	-	1,677.6	-	-	-
General State Charges	-	-	895.5	-	-	-
Debt Service	-	-	122.4	-	-	-
Capital Projects	-	-	398.2	-	-	-
Total Disbursements	-	-	11,899.2	-	-	-
Excess (Deficiency) of Receipts over Disbursements	-	-	6,186.5	-	-	-
OTHER FINANCING SOURCES (USES):						
Bond and Note Proceeds, net	-	-	-	-	-	-
Transfers from Other Funds	-	-	5,344.8	-	-	-
Transfers to Other Funds	-	-	(5,350.2)	-	-	-
Total Other Financing Sources (Uses)	-	-	(5.4)	-	-	-
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	-	-	6,181.1	-	-	-
Fund Balances (Deficits) at April 1	-	-	18,751.1	-	-	-
Fund Balances (Deficits) at April 30, 2021	-	-	\$ 24,932.2	-	-	\$ -

(*) Due to the absence of the 2021-22 Enacted Budget Financial Plan, the "Financial Plan Cashflow" is not available; therefore no Plan-to-Actual comparison can be made for the period ending April 30, 2021.

STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR ONE MONTH ENDED APRIL 30, 2021
(amounts in millions)

EXHIBIT D

	STATE OPERATING FUNDS (**)			
	Enacted Financial Plan (*)	Updated Financial Plan	Actual	Actual Over/ (Under) Enacted Financial Plan
RECEIPTS:				
Taxes:				
Personal Income	\$ -	\$ -	\$ 6,525.8	\$ -
Consumption/Use	-	-	1,434.2	-
Business	-	-	928.5	-
Other	-	-	218.7	-
Miscellaneous Receipts	-	-	1,534.9	-
Federal Receipts	-	-	0.2	-
Total Receipts	-	-	10,642.3	-
DISBURSEMENTS:				
Local Assistance Grants	-	-	4,031.6	-
Departmental Operations	-	-	1,469.7	-
General State Charges	-	-	870.1	-
Debt Service	-	-	122.4	-
Capital Projects	-	-	-	-
Total Disbursements	-	-	6,493.8	-
Excess (Deficiency) of Receipts over Disbursements	-	-	4,148.5	-
OTHER FINANCING SOURCES (USES):				
Transfers from Other Funds	-	-	4,886.9 (**)	-
Transfers to Other Funds	-	-	(5,216.4) (**)	-
Total Other Financing Sources (Uses)	-	-	(329.5)	-
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	-	-	3,819.0	-
Fund Balances (Deficits) at April 1	-	-	14,934.4	-
Fund Balances (Deficits) at April 30, 2021	-	-	\$ 18,753.4	\$ -

(*) Due to the absence of the 2021-22 Enacted Budget Financial Plan, the "Financial Plan Cashflow" is not available; therefore no Plan-to-Actual comparison can be made for the period ending April 30, 2021.

(**) State Operating Funds are comprised of the General Fund, State Special Revenue Funds supported by activities from dedicated revenue sources (including operating transfers from Federal Funds) and Debt Service Funds.

(***) Eliminations between Special Revenue - State and Federal Funds are not included.

**STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR ONE MONTH ENDED APRIL 30, 2021
(amounts in millions)**

EXHIBIT D

	GENERAL FUND				Actual Over/ (Under) Enacted Financial Plan	Actual Over/ (Under) Updated Financial Plan
	Enacted Financial Plan (*)	Updated Financial Plan	Actual			
RECEIPTS:						
Taxes:						
Personal Income	\$ -	\$ -	\$ 3,262.9	\$ -	\$ -	-
Consumption/Use	-	-	351.1	-	-	-
Business	-	-	729.6	-	-	-
Other	-	-	121.2	-	-	-
Miscellaneous Receipts	-	-	172.5	-	-	-
Federal Receipts	-	-	0.2	-	-	-
Transfers From:						
PIT / ECET in excess of Revenue Bond Debt Service	-	-	3,262.7	-	-	-
Sales Tax in excess of LGAC / STRBF Debt Service	-	-	870.0	-	-	-
Real Estate Taxes in excess of CW/CA Debt Service	-	-	86.8	-	-	-
All Other	-	-	108.0	-	-	-
Total Receipts and Other Financing Sources	-	-	8,965.0	-	-	-
DISBURSEMENTS:						
Local Assistance Grants	-	-	3,377.5	-	-	-
Departmental Operations	-	-	844.3	-	-	-
General State Charges	-	-	810.3	-	-	-
Transfers To:						
Debt Service	-	-	162.6	-	-	-
Capital Projects	-	-	485.7	-	-	-
State Share Medicaid	-	-	3.8	-	-	-
SUNY Operations	-	-	113.0	-	-	-
Other Purposes	-	-	111.0	-	-	-
Total Disbursements and Other Financing Uses	-	-	5,908.2	-	-	-
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	-	-	3,056.8	-	-	-
Fund Balances (Deficits) at April 1	-	-	9,160.8	-	-	-
Fund Balances (Deficits) at April 30, 2021	\$ -	\$ -	\$ 12,217.6	\$ -	\$ -	\$ -

(*) Due to the absence of the 2021-22 Enacted Budget Financial Plan, the "Financial Plan Cashflow" is not available; therefore no Plan-to-Actual comparison can be made for the period ending April 30, 2021.

(**) Includes transfers to the Department of Health Income Fund and the State University Income Fund representing payments for patients residing in State-Operated Health and State University facilities.

STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR ONE MONTH ENDED APRIL 30, 2021
(amounts in millions)

EXHIBIT D

	SPECIAL REVENUE FUNDS					
	Enacted Financial Plan (*)	Updated Financial Plan	Actual	Eliminations	Total	Actual Over/ (Under) Enacted Financial Plan
RECEIPTS:						
Taxes:						
Personal Income	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Consumption/Use	-	-	187.7	-	187.7	-
Business	-	-	198.9	-	198.9	-
Miscellaneous Receipts	-	-	1,332.5	-	1,332.5	-
Federal Receipts	-	-	7,158.4	-	7,158.4	-
Transfers from Other Funds (**)	-	-	263.5	(31.0)	232.5	-
Total Receipts and Other Financing Sources	-	-	9,141.0	(31.0)	9,110.0	-
DISBURSEMENTS:						
Local Assistance Grants	-	-	5,096.2	-	5,096.2	-
Departmental Operations	-	-	833.1	-	833.1	-
General State Charges	-	-	85.2	-	85.2	-
Debt Service	-	-	-	-	-	-
Capital Projects	-	-	-	-	-	-
Transfers to Other Funds (**)	-	-	165.9	(31.0)	134.9	-
Total Disbursements and Other Financing Uses	-	-	6,180.4	(31.0)	6,149.4	-
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	-	-	2,960.6	-	2,960.6	-
Fund Balances (Deficits) at April 1	-	-	10,669.3	-	10,669.3	-
Fund Balances (Deficits) at April 30, 2021	-	-	\$ 13,629.9	-	\$ 13,629.9	-

(*) Due to the absence of the 2021-22 Enacted Budget Financial Plan, the "Financial Plan Cashflow" is not available; therefore no Plan-to-Actual comparison can be made for the period ending April 30, 2021.

(**) Actual reported transfer amounts include eliminations between Special Revenue - State and Federal Funds.

**STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR ONE MONTH ENDED APRIL 30, 2021
(amounts in millions)**

EXHIBIT D

	STATE SPECIAL REVENUE FUNDS				FEDERAL SPECIAL REVENUE FUNDS			
	Enacted Financial Plan (*)	Updated Financial Plan	Actual	Actual Over/ (Under) Enacted Financial Plan	Enacted Financial Plan (*)	Updated Financial Plan	Actual	Actual Over/ (Under) Enacted Financial Plan
RECEIPTS:								
Taxes:								
Personal Income	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Consumption/Use	-	-	187.7	-	-	-	-	-
Business	-	-	188.9	-	-	-	-	-
Miscellaneous Receipts	-	-	1,319.2	-	-	-	13.3	-
Federal Receipts	-	-	-	-	-	-	7,158.4	-
Transfers from Other Funds	-	-	283.5	-	-	-	-	-
Total Receipts and Other Financing Sources	-	-	1,969.3	-	-	-	7,171.7	-
DISBURSEMENTS:								
Local Assistance Grants	-	-	654.1	-	-	-	4,442.1	-
Departmental Operations	-	-	625.2	-	-	-	207.9	-
General State Charges	-	-	59.8	-	-	-	25.4	-
Debt Service	-	-	-	-	-	-	-	-
Capital Projects	-	-	-	-	-	-	-	-
Transfers to Other Funds	-	-	9.5	-	-	-	156.4	-
Total Disbursements and Other Financing Uses	-	-	1,348.6	-	-	-	4,831.8	-
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	-	-	620.7	-	-	-	2,339.9	-
Fund Balances (Deficits) at April 1								
Fund Balances (Deficits) at April 30, 2021	\$ -	\$ -	5,708.6	\$ -	\$ -	\$ -	4,960.7	\$ -

(*) Due to the absence of the 2021-22 Enacted Budget Financial Plan, the "Financial Plan Cashflow" is not available; therefore no Plan-to-Actual comparison can be made for the period ending April 30, 2021.

STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR ONE MONTH ENDED APRIL 30, 2021
(amounts in millions)

EXHIBIT D

DEBT SERVICE FUNDS					
	Enacted Financial Plan (*)	Updated Financial Plan	Actual	Actual Over/ (Under) Enacted Financial Plan	Actual Over/ (Under) Updated Financial Plan
RECEIPTS:					
Taxes:					
Personal Income	\$ -	\$ -	\$ 3,262.9	-	\$ -
Consumption/Use	-	-	895.4	-	-
Other	-	-	97.5	-	-
Miscellaneous Receipts	-	-	43.2	-	-
Federal Receipts	-	-	-	-	-
Transfers from Other Funds	-	-	295.9	-	-
Total Receipts and Other Financing Sources	-	-	4,594.9	-	-
DISBURSEMENTS:					
Departmental Operations	-	-	0.2	-	-
Debt Service	-	-	122.4	-	-
Transfers to Other Funds	-	-	4,330.8	-	-
Total Disbursements and Other Financing Uses	-	-	4,453.4	-	-
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	-	-	141.5	-	-
Fund Balances (Deficits) at April 1	-	-	65.0	-	-
Fund Balances (Deficits) at April 30, 2021	\$ -	\$ -	\$ 206.5	\$ -	\$ -

(*) Due to the absence of the 2021-22 Enacted Budget Financial Plan, the "Financial Plan Cashflow" is not available; therefore no Plan-to-Actual comparison can be made for the period ending April 30, 2021.

EXHIBIT D

STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR ONE MONTH ENDED APRIL 30, 2021
(amounts in millions)

	CAPITAL PROJECTS FUNDS						
	Enacted Financial Plan (*)	Updated Financial Plan	Actual	Eliminations	Total	Actual Over/ (Under) Enacted Financial Plan	Actual Over/ (Under) Updated Financial Plan
RECEIPTS:							
Taxes:							
Consumption/Use	\$ -	\$ -	\$ 43.5	\$ -	\$ 43.5	\$ -	\$ -
Business	-	-	41.3	-	41.3	-	-
Other	-	-	-	-	-	-	-
Miscellaneous Receipts	-	-	181.3	-	181.3	-	-
Federal Receipts	-	-	5.6	-	5.6	-	-
Bond and Note Proceeds, net	-	-	-	-	-	-	-
Transfers from Other Funds	-	-	488.9	-	488.9	-	-
Total Receipts and Other Financing Sources	-	-	760.6	-	760.6	-	-
DISBURSEMENTS:							
Local Assistance Grants	-	-	331.8	-	331.8	-	-
Capital Projects	-	-	398.2	-	398.2	-	-
Transfers to Other Funds	-	-	8.4	-	8.4	-	-
Total Disbursements and Other Financing Uses	-	-	738.4	-	738.4	-	-
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	-	-	22.2	-	22.2	-	-
Fund Balances (Deficits) at April 1	-	-	(1,144.0)	-	(1,144.0)	-	-
Fund Balances (Deficits) at April 30, 2021	\$ -	\$ -	\$ (1,121.8)	\$ -	\$ (1,121.8)	\$ -	\$ -

(*) Due to the absence of the 2021-22 Enacted Budget Financial Plan, the "Financial Plan Cashflow" is not available; therefore no Plan-to-Actual comparison can be made for the period ending April 30, 2021.

EXHIBIT D

STATE OF NEW YORK
BUDGETARY BASIS - FINANCIAL PLAN AND ACTUAL
FISCAL YEAR 2021-2022
FOR ONE MONTH ENDED APRIL 30, 2021
(amounts in millions)

	STATE CAPITAL PROJECTS FUNDS				FEDERAL CAPITAL PROJECTS FUNDS			
	Enacted Financial Plan (*)	Updated Financial Plan	Actual	Actual Over/ (Under) Enacted Financial Plan	Actual Over/ (Under) Enacted Financial Plan	Updated Financial Plan	Actual	Actual Over/ (Under) Enacted Financial Plan
RECEIPTS:								
Taxes	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Consumption/Use	-	-	43.5	-	-	-	-	-
Business	-	-	41.3	-	-	-	-	-
Other	-	-	-	-	-	-	-	-
Miscellaneous Receipts	-	-	181.3	-	-	-	5.6	-
Federal Receipts	-	-	-	-	-	-	-	-
Bond and Note Proceeds, net	-	-	-	-	-	-	-	-
Transfers from Other Funds	-	-	488.9	-	-	-	-	-
Total Receipts and Other Financing Sources	-	-	755.0	-	-	-	5.6	-
DISBURSEMENTS:								
Local Assistance Grants	-	-	325.9	-	-	-	5.9	-
Capital Projects	-	-	351.1	-	-	-	47.1	-
Transfers to Other Funds	-	-	8.4	-	-	-	-	-
Total Disbursements and Other Financing Uses	-	-	685.4	-	-	-	53.0	-
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	-	-	-	-	-	-	-	-
Fund Balances (Deficits) at April 1	-	-	-	-	-	-	-	-
Fund Balances (Deficits) at April 30, 2021	-	-	-	-	-	-	-	-
	\$ -	\$ -	\$ (563.7)	\$ -	\$ -	\$ -	\$ (47.4)	\$ -
	-	-	(494.1)	-	-	-	(580.3)	-
	\$ -	\$ -	\$ (494.1)	\$ -	\$ -	\$ -	\$ (627.7)	\$ -

(*) Due to the absence of the 2021-22 Enacted Budget Financial Plan, the "Financial Plan Cashflow" is not available; therefore no Plan-to-Actual comparison can be made for the period ending April 30, 2021.

STATE OF NEW YORK
GOVERNMENTAL FUNDS
COMPARATIVE SCHEDULE OF TAX RECEIPTS
(amounts in millions)

(amounts in millions)															EXHIBIT	
	GENERAL		SPECIAL REVENUE		DEBT SERVICE		CAPITAL PROJECTS		TOTAL GOVERNMENTAL FUNDS			YEAR OVER YEAR				
	MONTH OF	1 MO. ENDED	MONTH OF	1 MO. ENDED	MONTH OF	1 MO. ENDED	MONTH OF	1 MO. ENDED	MONTH OF	1 MO. ENDED	\$ Increase/	% Increase/				
	APR. 30, 2021	APR. 30, 2021	APR. 30, 2021	APR. 30, 2021	APR. 30, 2021	APR. 30, 2021	APR. 30, 2021	APR. 30, 2021	APR. 30, 2021	APR. 30, 2020	(Decrease)	Decrease				
PERSONAL INCOME TAX																
Withholding	\$ 3,601.8	\$ 3,601.8	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3,187.3	\$ 3,187.3	\$	414.5				
Estimated Payments	3,342.2	3,342.2	-	-	-	-	-	-	3,342.2	211.6	3,130.6	1,479.5%				
Returns	913.6	913.6	-	-	-	-	-	-	913.6	339.1	574.5	168.4%				
State/City Offsets	(203.0)	(203.0)	-	-	-	-	-	-	(203.0)	(69.8)	133.2	190.8%				
Other (Assessments/LC)	154.1	154.1	-	-	-	-	-	-	107.4	46.7	43.5%	108.3%				
Gross Receipts	7,888.7	7,888.7	-	-	-	-	-	-	7,888.7	3,775.6	4,033.1	-				
Transfers to School Tax Relief Fund	(3,262.9)	(3,262.9)	-	-	-	-	-	-	-	-	-	0.0%				
Transfers to Revenue Bond Tax Fund	(1,282.9)	(1,282.9)	-	-	3,262.9	3,262.9	-	-	(1,709.4)	(1,709.4)	(426.5)	-25.0%				
Less: Refunds Issued	3,262.9	3,262.9	-	-	3,262.9	3,262.9	-	-	6,525.8	2,066.2	4,459.6	215.8%				
Total	292.8	292.8	109.2	109.2	895.4	895.4	-	-	869.4	869.4	428.0	49.2%				
CONSUMPTION/USE TAXES																
Sales and Use	-	-	(0.2)	(0.2)	-	-	2.1	2.1	1.9	0.5	1.4	280.0%				
Cigarette/Tobacco Products	28.6	28.6	69.7	69.7	-	-	98.3	98.3	98.8	98.8	(0.5)	-0.5%				
Medical Marijuana	-	-	1.5	1.5	-	-	-	-	1.5	0.5	1.0	200.0%				
Motor Fuel	-	-	7.2	7.2	-	-	26.9	26.9	34.1	30.3	3.8	12.5%				
Alcoholic Beverage	23.0	23.0	-	-	-	-	-	-	23.0	26.7	(3.7)	-13.9%				
Highway Use	-	-	0.1	0.1	-	-	14.5	14.5	11.6	11.0	3.0	25.9%				
Vapor Excise	-	-	0.2	0.2	-	-	-	-	0.2	0.2	0.0%	100.0%				
Opoid Excise	6.7	6.7	-	-	-	-	-	-	6.7	7.2	(0.5)	-6.9%				
Total	351.1	351.1	187.7	187.7	895.4	895.4	43.5	43.5	1,477.7	1,045.0	432.7	41.4%				
BUSINESS TAXES																
Corporation Franchise	613.8	613.8	154.6	154.6	-	-	-	-	768.4	254.4	514.0	202.0%				
Corporation and Utilities	28.6	28.6	19.3	19.3	-	-	3.1	3.1	51.0	15.6	35.4	226.9%				
Insurance	73.0	73.0	(8.8)	(8.8)	-	-	-	-	64.2	70.2	(6.0)	-8.5%				
Bank	14.2	14.2	3.1	3.1	-	-	-	-	17.3	7.4	9.9	133.8%				
Petroleum Business	-	-	30.7	30.7	-	-	38.2	38.2	68.9	68.3	0.6	0.9%				
Total	729.6	729.6	198.9	198.9	-	-	41.3	41.3	968.8	415.9	553.9	133.2%				
OTHER TAXES																
Real Property Gains	-	-	-	-	-	-	-	-	-	-	-	0.0%				
Estate and Gift	119.8	119.8	-	-	-	-	-	-	119.8	72.7	47.1	64.8%				
Pan-Muhel	1.3	1.3	-	-	-	-	-	-	1.3	0.7	0.6	85.7%				
Real Estate Transfer	-	-	-	-	97.4	97.4	-	-	97.4	57.2	40.2	70.3%				
Racing and Exhibitions	-	-	-	-	-	-	-	-	-	0.1	(0.1)	-100.0%				
Employer Compensation Expense Tax	0.1	0.1	-	-	0.1	0.1	-	-	0.2	0.2	-	0.0%				
Total	121.2	121.2	-	-	97.5	97.5	-	-	218.7	130.9	87.8	67.1%				
Total Tax Receipts	\$ 4,464.8	\$ 4,464.8	\$ 398.6	\$ 398.6	\$ 4,255.8	\$ 4,255.8	\$ 84.8	\$ 84.8	\$ 9,192.0	\$ 3,658.0	\$ 5,534.0	151.3%				

STATE OF NEW YORK
GOVERNMENTAL FUNDS (*)
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

	1 Month Ended April 30											
	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH
Beginning Fund Balance	\$ 18,751.1									\$ 14,284.8		
RECEIPTS:												
Taxes:												
Personal Income Tax:												
Withholdings	3,601.8									3,187.3		
Estimated Payments	3,542.2									3,542.2		
State/City Offsets	813.6									339.1		
Other (Assessments/LCO)	(203.0)									(88.6)		
Gross Receipts	154.1									107.4		
Transfers to School Tax Relief Fund	7,888.7									3,775.6		
Transfers to Revenue Bond Tax Fund	-									-		
Refund of School Tax	(1,292.0)									(1,292.0)		
Total Personal Income Tax	6,325.8									4,486.3		
Consumption/Use Taxes:												
Sales and Use	1,297.4									869.4		
Auto Rental	1.9									0.5		
Cigarette/Tobacco Products	98.3									98.8		
Medical Marijuana	1.5									0.5		
Motor Fuel	14.5									14.5		
Alcohol Beverage	23.0									26.7		
Highway Use	14.6									11.6		
Vapor Excise	0.2									0.2		
Opioid Excise	6.7									7.2		
Total Consumption/Use Taxes	1,477.7									1,045.0		
Business Taxes:												
Corporate Franchise	769.4									254.4		
Insurance	51.0									15.6		
Charitable and Utilities	64.2									70.2		
Bank	17.3									7.4		
Petroleum Business	68.9									68.3		
Total Business Taxes	909.8									415.9		
Other Taxes:												
Real Property Gains	-									-		
Estate and Gift	119.8									72.7		
Penn Mutual	1.3									0.7		
Real Estate Transfer	97.4									57.2		
Racing and Exhibitions	-									0.1		
Employer Compensation Expense Tax	0.2									0.2		
Total Other Taxes	218.7									138.9		
Total Taxes	9,192.0									5,534.0		
Miscellaneous Receipts:												
Abandoned Property:												
Abandoned Property	1.3									1.6		
Bottle Bill	1.0									0.7		
Assessments:												
Medical Care	79.2									54.6		
Public Utilities	484.5									571.2		
Other	-									0.1		
Fees, Licenses and Permits:												
Alcohol Beverage Control Licensing	5.3									2.2		
Audit Fees	53.9									68.0		
Business/Professional:	25.9									4.3		
Civil	1.0									0.6		
Criminal	129.0									(28.8)		
Motor Vehicle	68.4									43.0		
Recreational/Consumer	50.4									100.9		
Fines, Penalties and Forfeitures	34.2									-		
Gaming	189.5									157.0		
Liquor	75.9									-		
Video Lottery	5.6									32.9		
Interest Earnings	6.7									9.3		
Receipts from Municipalities	78.4									1,122.1		
Receipts from Public Authorities:												
Bond Proceeds	2.7									0.5		
Insurance Assessments	0.7									9.0		
Insurance Fees	0.7									2.2		
Non Bond Related	45.3									(8.3)		
Rentals										49.9		

**STATE OF NEW YORK
GOVERNMENTAL FUNDS (*)
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)**

	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	2021	2020	\$ Increase/ (Decrease)	% Increase/ (Decrease)
Revenues of State Departments:																
Administrative Recoveries	45.9	-	-	-	-	-	-	-	-	-	-	-	45.9	29.9	15.9	53.2%
Commissions	0.9	-	-	-	-	-	-	-	-	-	-	-	0.9	0.3	0.6	200.0%
Commissions - Asset Conversion	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Gifts, Grants and Donations	2.5	-	-	-	-	-	-	-	-	-	-	-	2.5	0.6	1.9	316.7%
Indirect Cost Recoveries	4.9	-	-	-	-	-	-	-	-	-	-	-	4.9	5.5	(0.6)	(10.9%)
Patient/Client Care Reimbursement	295.8	-	-	-	-	-	-	-	-	-	-	-	295.8	526.5	(230.7)	(43.8%)
Rentals	11.3	-	-	-	-	-	-	-	-	-	-	-	11.3	7.8	3.5	44.9%
Restitution and Settlements	1.5	-	-	-	-	-	-	-	-	-	-	-	1.5	7.1	(5.6)	(78.9%)
Statewide Loans	2.4	-	-	-	-	-	-	-	-	-	-	-	2.4	6.1	(3.7)	(59.0%)
All Other	87.3	-	-	-	-	-	-	-	-	-	-	-	87.3	(19.5)	106.8	547.7%
Sales	2.4	-	-	-	-	-	-	-	-	-	-	-	2.4	0.5	1.9	380.0%
Tuition	(75.7)	-	-	-	-	-	-	-	-	-	-	-	(75.7)	(67.5)	(8.2)	(12.1%)
Total Miscellaneous Receipts	1,729.5	-	-	-	-	-	-	-	-	-	-	-	1,729.5	2,637.2	(907.7)	(54.1%)
Federal Receipts	7,164.2	-	-	-	-	-	-	-	-	-	-	-	7,164.2	10,953.1	(3,698.9)	(54.1%)
Total Receipts	18,095.7	-	-	-	-	-	-	-	-	-	-	-	18,095.7	17,153.3	942.4	5.4%
DISBURSEMENTS:																
Local Assistance Grants:																
Education	910.6	-	-	-	-	-	-	-	-	-	-	-	910.6	1,149.2	(238.6)	(21.6%)
Recreation and Amusement	28.4	-	-	-	-	-	-	-	-	-	-	-	28.4	4.5	23.9	533.3%
Public Health	36.9	-	-	-	-	-	-	-	-	-	-	-	36.9	48.5	(11.6)	(23.9%)
Medicaid	6,499.1	-	-	-	-	-	-	-	-	-	-	-	6,499.1	5,410.3	1,088.8	20.1%
Other Public Health	851.9	-	-	-	-	-	-	-	-	-	-	-	851.9	602.5	249.4	41.4%
Public Safety	128.1	-	-	-	-	-	-	-	-	-	-	-	128.1	95.3	32.8	34.4%
Public Welfare	230.2	-	-	-	-	-	-	-	-	-	-	-	230.2	211.8	18.4	8.7%
Support and Regulate Business	207.7	-	-	-	-	-	-	-	-	-	-	-	207.7	189.1	18.6	9.8%
Transportation	320.6	-	-	-	-	-	-	-	-	-	-	-	320.6	300.0	20.6	6.9%
Total Local Assistance Grants	8,895.5	-	-	-	-	-	-	-	-	-	-	-	8,895.5	7,660.2	1,235.3	16.1%
Departmental Operations:																
Personal Service	1,158.2	-	-	-	-	-	-	-	-	-	-	-	1,158.2	1,568.5	(410.3)	(26.2%)
Non-Personal Service	519.4	-	-	-	-	-	-	-	-	-	-	-	519.4	594.1	(74.7)	(11.1%)
General State Charges	895.5	-	-	-	-	-	-	-	-	-	-	-	895.5	535.2	360.3	67.3%
Debt Service, Including Payments on	122.4	-	-	-	-	-	-	-	-	-	-	-	122.4	36.5	85.9	235.3%
Capital Expenditures	389.2	-	-	-	-	-	-	-	-	-	-	-	389.2	508.8	(119.6)	(21.9%)
Total Disbursements	11,899.2	-	-	-	-	-	-	-	-	-	-	-	11,899.2	10,894.3	1,004.9	9.2%
Excess (Deficiency) of Receipts over Disbursements	6,186.5	-	-	-	-	-	-	-	-	-	-	-	6,186.5	6,259.0	(72.5)	(1.2%)
OTHER FINANCING SOURCES (USES):																
Bond and Note Proceeds (net)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Transfers from Other Funds	5,344.8	-	-	-	-	-	-	-	-	-	-	-	5,344.8	1,063.1	4,281.7	402.8%
Transfers to Other Funds	(5,350.2)	-	-	-	-	-	-	-	-	-	-	-	(5,350.2)	(1,065.5)	4,285.7	401.7%
Total Other Financing Sources (Uses)	(5.4)	-	-	-	-	-	-	-	-	-	-	-	(5.4)	(3.4)	(2.0)	(58.8%)
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	6,181.1	-	-	-	-	-	-	-	-	-	-	-	6,181.1	6,255.6	(74.5)	(1.2%)
Ending Fund Balance	\$ 24,932.2	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 24,932.2	\$ 20,544.4	\$ 4,387.8	21.4%

(*) Governmental Funds includes General, Special Revenue, Debt Service and Capital Projects Funds combined.

**STATE OF NEW YORK
GOVERNMENTAL FUNDS
STATEMENT OF CASH FLOW - STATE OPERATING (*)
FISCAL YEAR 2021-2022
(amounts in millions)**

	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	2021 APRIL	2020 APRIL	% Increased (Decreased)	% Increased (Decreased)
Beginning Fund Balance	\$ 14,934.4												\$ 14,934.4	\$ 14,408.3	\$ 526.1	3.7%
RECEIPTS:																
Taxes:																
Personal Income Tax:																
Income Tax	3,801.9												3,801.9	3,687.3	414.6	13.0%
Estimated Payments	3,342.2												3,342.2	3,130.6	574.5	18.4%
Returns	913.6												913.6	898.8	13.2	1.5%
State/City Offsets	(203.0)												(203.0)	(187.4)	15.6	8.3%
Other Assessments/LO	154.1												154.1	147.4	6.7	4.5%
Total Taxes	7,808.7												7,808.7	7,635.1	173.6	2.2%
Transfers to School Tax Relief Fund	-												-	-	-	0.0%
Refunds Issued	(1,282.9)												(1,282.9)	(1,109.4)	(173.5)	-15.0%
Total Personal Income Tax	6,525.8												6,525.8	6,525.7	0.1	0.0%
Consumption Use Taxes:																
Sales and Use	1,297.4												1,297.4	869.4	428.0	49.2%
Auto Rental	(0.2)												(0.2)	(0.1)	(0.1)	-100.0%
Cigarette/Tobacco Products	89.3												89.3	88.8	0.5	0.5%
Medical Marijuana	1.5												1.5	0.5	1.0	200.0%
Marijuana	7.2												7.2	6.5	0.7	10.8%
Alcoholic Beverage	23.0												23.0	26.7	(3.7)	-13.8%
Highway Use	0.1												0.1	0.1	0.0	0.0%
Vapor Excise	0.2												0.2	0.2	0.0	0.0%
Opium Excise	0.2												0.2	0.2	0.0	0.0%
Total Consumption Use Taxes	1,432.2												1,432.2	1,096.0	336.2	30.7%
Business Taxes:																
Corporation Franchise	789.4												789.4	254.4	535.0	202.0%
Corporation and Utilities	47.9												47.9	32.4	15.5	48.0%
Insurance	17.2												17.2	16.0	1.2	7.5%
Racing and Exhibitions	17.1												17.1	7.2	9.9	137.5%
Petroleum Business	30.7												30.7	30.3	0.4	1.3%
Total Business Taxes	928.5												928.5	317.8	610.7	192.2%
Other Taxes:																
Real Property Gains	-												-	-	-	0.0%
Real Property Gift	119.8												119.8	72.7	47.1	64.8%
Permit/Miscellaneous	1.3												1.3	0.7	0.6	85.7%
Real Estate Transfer	97.4												97.4	57.2	40.2	70.3%
Employment Security	-												-	0.1	(0.1)	-100.0%
Total Other Taxes	218.7												218.7	130.9	87.8	67.1%
Total Taxes	9,107.2												9,107.2	7,983.9	1,123.3	14.1%
Miscellaneous Receipts:																
Abandoned Property	1.3												1.3	1.6	(0.3)	-18.8%
Battle Bill	1.0												1.0	0.7	0.3	42.9%
Assessments:																
Medical Care	93.7												93.7	49.7	44.0	88.5%
Public Utilities	484.5												484.5	571.2	(86.7)	-15.2%
Other	-												-	0.1	(0.1)	-100.0%
Fees, Licenses and Permits:																
Alcohol Beverage Control/Licensing	5.3												5.3	2.2	3.1	140.9%
Business/Professional	52.6												52.6	67.2	(14.6)	-21.7%
Civil	25.9												25.9	4.3	21.6	502.3%
Criminal	1.0												1.0	0.6	0.4	66.7%
Domestic Violence	48.0												48.0	43.0	5.0	11.6%
Recreational/Consumer	66.9												66.9	123.9	(57.0)	-45.9%
Fines, Penalties and Forfeitures	47.5												47.5	88.6	(41.1)	-51.8%
Gaming:																
Casino	34.2												34.2	-	34.2	100.0%
Lottery	136.2												136.2	157.0	(20.8)	-15.2%
Video Lottery	75.9												75.9	-	75.9	100.0%
Interest Earnings	5.0												5.0	29.2	(24.2)	-82.9%
Receipts from Municipalities	6.7												6.7	9.3	(2.6)	-28.0%
Receipts from Public Authorities:																
Cost Recovery Assessments	-												-	-	-	0.0%
Cost Recovery Assessments	-												-	-	-	0.0%

STATE OF NEW YORK
GOVERNMENTAL FUNDS
STATEMENT OF CASH FLOW - STATE OPERATING (*)
FISCAL YEAR 2021-2022
(amounts in millions)

	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	1 Month Ended April 30	% Increase/ Decrease	% Increase/ Decrease
Insurance Fees	9.7	-	-	-	-	-	-	-	-	-	-	-	0.5	4.0%	4.0%
Non-Board Related	0.2	-	-	-	-	-	-	-	-	-	-	-	8.9	8.7%	8.7%
Rentals	42.0	-	-	-	-	-	-	-	-	-	-	-	(5.1)	47.1	93.5%
Revenues of State Departments:															
Administrative Recoveries	45.8	-	-	-	-	-	-	-	-	-	-	-	25.0	20.8	88.2%
Commissions - Asset Conversion	0.9	-	-	-	-	-	-	-	-	-	-	-	0.6	0.3	0.0%
Gifts, Grants and Donations	0.7	-	-	-	-	-	-	-	-	-	-	-	0.6	0.1	16.7%
Indirect Cost Recoveries	4.9	-	-	-	-	-	-	-	-	-	-	-	5.5	(0.6)	-10.5%
Patent/Client Care Reimbursement	295.8	-	-	-	-	-	-	-	-	-	-	-	528.5	(230.7)	-43.8%
Restoration and Settlements	1.2	-	-	-	-	-	-	-	-	-	-	-	1.2	(2.7)	-69.2%
Student Loans	2.4	-	-	-	-	-	-	-	-	-	-	-	6.1	(3.7)	-60.7%
All Other	84.7	-	-	-	-	-	-	-	-	-	-	-	104.8	104.8	521.4%
Sales	2.3	-	-	-	-	-	-	-	-	-	-	-	2.3	1.9	390.0%
Tuition	(2.3)	-	-	-	-	-	-	-	-	-	-	-	(0.7)	0.7	100.0%
Total Miscellaneous Receipts	1,534.9	-	-	-	-	-	-	-	-	-	-	-	1,431.2	103.7	7.2%
Federal Receipts	0.2	-	-	-	-	-	-	-	-	-	-	-	-	0.2	100.0%
Total Receipts	10,642.3	-	-	-	-	-	-	-	-	-	-	-	5,015.1	5,627.2	112.2%
DISBURSEMENTS:															
Local Assistance Grants:															
Education	524.3	-	-	-	-	-	-	-	-	-	-	-	754.3	(230.0)	-30.5%
Health and Recreation	13.0	-	-	-	-	-	-	-	-	-	-	-	16.1	(3.1)	-19.3%
General Government	3,127.9	-	-	-	-	-	-	-	-	-	-	-	757.7	2,370.2	312.8%
Medicaid	85.2	-	-	-	-	-	-	-	-	-	-	-	30.5	(8.9)	-18.9%
Other Public Health	25.2	-	-	-	-	-	-	-	-	-	-	-	35.2	(8.9)	-18.9%
Public Safety	43.5	-	-	-	-	-	-	-	-	-	-	-	77.0	(33.5)	-43.5%
Public Welfare	5.3	-	-	-	-	-	-	-	-	-	-	-	4.6	0.7	15.2%
Support and Regulate Business	208.5	-	-	-	-	-	-	-	-	-	-	-	61.7	146.8	237.8%
Transportation	4,031.0	-	-	-	-	-	-	-	-	-	-	-	1,783.9	2,247.1	125.7%
Total Local Assistance Grants	1,107.2	-	-	-	-	-	-	-	-	-	-	-	1,494.8	(387.6)	-25.9%
Departmental Disbursements:															
Personal Service	362.5	-	-	-	-	-	-	-	-	-	-	-	543.3	(180.8)	-33.3%
Non-Personal Service	870.1	-	-	-	-	-	-	-	-	-	-	-	512.5	357.6	69.8%
General State Charges	122.4	-	-	-	-	-	-	-	-	-	-	-	36.5	85.9	235.3%
Dept. Service, Including Payments on	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Capital Projects	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Disbursements	6,493.8	-	-	-	-	-	-	-	-	-	-	-	4,373.0	2,120.8	48.5%
Excess (Deficiency) of Receipts over Disbursements	4,148.5	-	-	-	-	-	-	-	-	-	-	-	642.1	3,506.4	546.1%
OTHER FINANCING SOURCES (USES):															
Transfers from Other Funds (**)	4,886.9	-	-	-	-	-	-	-	-	-	-	-	1,539.1	2,947.8	152.0%
Transfers to Other Funds (**)	(6,216.4)	-	-	-	-	-	-	-	-	-	-	-	(817.9)	4,398.5	537.8%
Total Other Financing Sources (Uses)	(329.5)	-	-	-	-	-	-	-	-	-	-	-	1,121.2	(1,450.7)	-128.4%
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	3,819.0	-	-	-	-	-	-	-	-	-	-	-	1,763.3	2,055.7	116.6%
Ending Fund Balance	\$ 18,753.4	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 16,171.6	\$ 2,581.8	16.0%

(*) State Operating Funds are comprised of the General Fund, State Special Revenue Funds supported by activities from dedicated revenue sources (including operating transfers from Federal funds) and Debt Service Funds.
(**) Eliminations between State and Federal Special Revenue Funds are not included.

STATE OF NEW YORK
GENERAL FUND
STATEMENT OF CASH FLOW
FISCAL YEAR 2021/2022
(amounts in millions)

EXHIBIT F

	2021 APRIL \$ 9,160.8	1 Month Ended April 30											% Increase/ Decrease	2.4%
		2021	2020	\$	2020	\$	2020	\$	2020	\$	2020	\$		
Beginning Fund Balance														
RECEIPTS:														
Taxes:														
Personal Income Tax:														
Withholdings	3,601.8	3,601.8	3,187.3		3,187.3								414.5	13.0%
Estimated Payments	3,942.2	3,942.2	211.6		211.6								3,730.6	1,478.5%
State/County	154.1	154.1	154.1		154.1								154.1	100.0%
State/City/Offices	(203.0)	(203.0)	(89.8)		(89.8)								113.2	180.8%
Other (Assessments/LC)	7,888.7	7,888.7	107.4		107.4								46.7	43.5%
Gross Receipts													4,033.1	168.5%
Transfers to School Tax Relief Fund	(3,262.9)	(3,262.9)	(1,033.1)		(1,033.1)								2,229.8	100.0%
Transfers to Statewide Bond Tax Fund	(1,262.9)	(1,262.9)	(1,709.4)		(1,709.4)								(426.5)	-25.0%
Refunds Issued	3,262.9	3,262.9	1,033.1		1,033.1								2,229.8	215.5%
Total Personal Income Tax														
Consumption/Use Taxes:														
Sales and Use	292.8	292.8	394.9		394.9								(102.1)	-26.5%
Alcohol	28.6	28.6	30.0		30.0								(1.4)	-4.7%
Cigarette/Tobacco Products	-	-	28.7		28.7								-	0.0%
Motor Fuel	23.0	23.0	28.7		28.7								-	-13.9%
Alcoholic Beverage	-	-	-		-								-	0.0%
Highway Use	-	-	-		-								-	0.0%
Vehicle	6.7	6.7	7.2		7.2								(0.5)	-6.5%
Opium Excise	351.1	351.1	438.8		438.8								(87.7)	-23.5%
Total Consumption/Use Taxes														
Business Taxes:														
Corporate Franchise	613.8	613.8	197.4		197.4								416.4	210.9%
Corporation and Utilities	28.6	28.6	13.3		13.3								15.3	115.0%
Insurance	73.0	73.0	63.0		63.0								10.0	15.9%
Bank	14.2	14.2	6.1		6.1								8.1	132.8%
Petroleum Business														
Total Business Taxes													449.3	168.5%
Other Taxes:														
Real Property Gains	-	-	-		-								-	0.0%
Estate and Gift	119.8	119.8	72.7		72.7								47.1	64.9%
Penalty	1.3	1.3	0.7		0.7								0.6	85.0%
Real Estate Transfer	-	-	-		-								-	0.0%
Racing and Exhibitions	-	-	0.1		0.1								(0.1)	-100.0%
Employer Compensation Expense Tax	0.1	0.1	0.1		0.1								-	0.0%
Total Other Taxes													47.6	64.7%
Total Taxes													2,619.5	142.0%
Miscellaneous Receipts:														
Abandoned Property	0.4	0.4	0.4		0.4								-	0.0%
Assessments:	1.0	1.0	0.7		0.7								0.3	42.9%
Bottle Bill	-	-	-		-								-	0.0%
Charitable	1.8	1.8	1.9		1.9								(0.1)	-5.5%
Medical Care	-	-	-		-								-	0.0%
Public Utilities	-	-	-		-								-	0.0%
Other	-	-	-		-								-	0.0%
Fees, Licenses and Permits:														
Alcohol Beverage Control Licensing	5.3	5.3	2.2		2.2								3.1	140.9%
Adult Fees	-	-	-		-								-	0.0%
Business/Professional	14.0	14.0	18.0		18.0								(5.0)	-28.3%
Civil	20.8	20.8	1.1		1.1								19.7	1,780.9%
Criminal	0.1	0.1	(100.4)		(100.4)								100.6	125,000.0%
Recreational/Consumer	1.2	1.2	1.2		1.2								1.2	100.0%
Fines, Penalties and Forfeitures	41.4	41.4	88.9		88.9								(47.5)	-53.4%
Interest Earnings	1.5	1.5	15.6		15.6								(14.1)	-90.4%
Receipts from Municipalities	-	-	-		-								-	0.0%
Statewide Public Authorities:														
Bond Proceeds	-	-	-		-								-	0.0%
Cost Recovery Assessments	-	-	-		-								-	0.0%
Insurance Fees	-	-	-		-								-	0.0%
Non Bond Related	-	-	-		-								-	0.0%
Revenues of State Departments:														
Administrative Recoveries	0.8	0.8	0.4		0.4								0.4	100.0%
Commissions	0.4	0.4	0.4		0.4								-	0.0%
Grants and Donations	4.9	4.9	5.6		5.6								(0.6)	-10.9%
Indirect Cost Reimbursement	38.3	38.3	(3.7)		(3.7)								42.0	1,135.1%
Patient/Client Care Reimbursement	-	-	-		-								-	0.0%
Rebates	-	-	-		-								-	0.0%
Restitution and Settlements	-	-	0.2		0.2								(0.2)	-100.0%

EXHIBIT F

	1 Month Ended April 30												
	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	JANUARY	FEBRUARY	MARCH	
Student Loans	-	-	-	-	-	-	-	-	-	-	-	-	
All Other	20.1	-	-	-	-	-	-	-	-	-	-	-	
Sales	6.1	-	-	-	-	-	-	-	-	-	-	-	
Total Miscellaneous Receipts	172.3	-	-	-	-	-	-	-	-	-	-	-	
Federal Receipts	0.2	-	-	-	-	-	-	-	-	-	-	-	
Total Receipts	4,637.5	-	-	-	-	-	-	-	-	-	-	-	
DISBURSEMENTS:													
Local Assistance Grants:													
Education	623.4	-	-	-	-	-	-	-	-	-	-	-	
Environment and Recreation	-	-	-	-	-	-	-	-	-	-	-	-	
Public Administration	2.9	-	-	-	-	-	-	-	-	-	-	-	
Medicaid	2,741.0	-	-	-	-	-	-	-	-	-	-	-	
Other Public Health	47.9	-	-	-	-	-	-	-	-	-	-	-	
Public Safety	4.3	-	-	-	-	-	-	-	-	-	-	-	
Public Welfare	43.3	-	-	-	-	-	-	-	-	-	-	-	
Support and Regulate Business	5.0	-	-	-	-	-	-	-	-	-	-	-	
Transportation	9.5	-	-	-	-	-	-	-	-	-	-	-	
Total Local Assistance Grants	3,377.5	-	-	-	-	-	-	-	-	-	-	-	
Disbursements over Disbursements:													
Personal Services	707.6	-	-	-	-	-	-	-	-	-	-	-	
Non-Personal Service	136.7	-	-	-	-	-	-	-	-	-	-	-	
General State Charges	810.3	-	-	-	-	-	-	-	-	-	-	-	
Total Disbursements	5,022.1	-	-	-	-	-	-	-	-	-	-	-	
Excess (Deficiency) of Receipts over Disbursements	(394.6)	-	-	-	-	-	-	-	-	-	-	-	
OTHER FINANCING SOURCES (USES):													
Transfers from Revenue Bond Tax Fund	3,920.7	-	-	-	-	-	-	-	-	-	-	-	
Transfers from GIC/C/SRP/TF	870.0	-	-	-	-	-	-	-	-	-	-	-	
Transfers from OM/CA Funds	88.8	-	-	-	-	-	-	-	-	-	-	-	
Transfers from Other Funds	108.0	-	-	-	-	-	-	-	-	-	-	-	
Transfers to State Capital Projects	(485.7)	-	-	-	-	-	-	-	-	-	-	-	
Transfers to Other Capital Projects	(182.6)	-	-	-	-	-	-	-	-	-	-	-	
Transfers to Capital Debt Service	(227.8)	-	-	-	-	-	-	-	-	-	-	-	
Transfers to All Other State Funds	(227.8)	-	-	-	-	-	-	-	-	-	-	-	
Total Other Financing Sources (Uses)	3,451.4	-	-	-	-	-	-	-	-	-	-	-	
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	3,056.8	-	-	-	-	-	-	-	-	-	-	-	
Ending Fund Balance	\$ 12,217.6	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	

STATE OF NEW YORK
SPECIAL REVENUE FUNDS - COMBINED
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

EXHIBIT G

	2021 APRIL \$ 10,669.3	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	Intra-Fund Transfer Eliminations (1)	2021 \$ 10,669.3	2020 \$ 6,312.1	1 Month Ended April 30 \$ Increase/ (Decrease)	% Increase/ (Decrease)
Beginning Fund Balance																	
RECEIPTS:																	
Taxes:																	
Personal Income Tax	-													-	-	-	0.0%
Consumption/Use Taxes:																	
Sales and Use	108.2													80.3	28.9	15.0%	15.0%
Alcohol	68.7													68.7	68.7	0.0%	0.0%
Cigarette/Tobacco Products	1.5													0.5	1.0	200.0%	13%
Medical Marijuana	7.2													6.5	0.7	10.8%	10.8%
Motor Fuel	0.1													0.1	0.1	0.0%	0.0%
Automotive License	0.2													-	-	0.1	100.0%
Highway Use	187.7													187.7	187.7	0.0%	0.0%
Vapor Excise	154.6													154.6	154.6	0.0%	0.0%
Total Consumption/Use Taxes	187.7													187.7	187.7	0.0%	0.0%
Business Taxes:																	
Business Franchise	19.3													19.3	19.3	0.0%	0.0%
Corporation and Utilities	(8.9)													(8.9)	7.2	171.2%	171.2%
Insurance	30.7													30.7	30.7	0.0%	0.0%
Petroleum Business	198.9													198.9	198.9	0.0%	0.0%
Total Business Taxes	388.6													388.6	388.6	0.0%	0.0%
Total Taxes	576.3													576.3	576.3	0.0%	0.0%
Miscellaneous Receipts:																	
Abandoned Property	0.9													0.9	1.2	(0.3)	-25.0%
Unclaimed Property	69.2													69.2	46.7	22.5	48.2%
Business:														569.3	(86.6)	-15.2%	-15.2%
Medical Care	482.7													482.7	0.1	1.4	1,400.0%
Public Utilities	1.5													1.5	-	-	0.0%
Other	-													-	-	-	0.0%
Fees, Licenses and Permits:																	
Audit Fees	38.6													38.6	4.2	(0.6)	-15.0%
Business/Professional	0.9													0.9	0.5	0.4	80.0%
Criminal	0.9													0.9	0.5	0.4	80.0%
Motor Vehicle	29.6													29.6	18.4	11.2	60.9%
Recreational/Consumer	65.7													65.7	43.0	22.7	52.8%
Financials and Franchises	6.5													6.5	10.8	(4.3)	-65.0%
Gaming	34.2													34.2	-	34.2	100.0%
Casino	198.5													198.5	157.0	41.5	20.9%
Lottery	14.3													14.3	16.5	(2.2)	-13.5%
Interest Earnings	4.1													4.1	9.3	(5.2)	-75.2%
Receipts from Municipalities	6.7													6.7	-	(6.6)	-98.5%
Receipts from Public Authorities:																	
Capital Recovery	-													-	-	-	0.0%
Cost Recovery Assessments	-													-	-	-	0.0%
Insurance Fees	2.7													2.7	0.5	2.2	440.0%
Non Bond Related	0.2													0.2	8.9	(8.7)	-97.8%
Revenues of State Departments:																	
Administrative Recoveries	45.0													45.0	24.6	20.4	82.9%
Commissions	0.5													0.5	0.3	0.2	100.0%
Indirect Cost Recoveries	0.7													0.7	0.6	0.1	16.7%
Gifts, Grants and Donations	-													-	-	-	0.0%
Patient/Client Care Reimbursement	214.3													214.3	483.0	(268.7)	-55.5%
Patient/Client Care Reimbursement	1.3													1.3	3.7	(2.4)	-45.5%
Refundation and Settlements	1.2													1.2	3.7	(2.5)	-57.5%
Student Loans	2.4													2.4	6.1	(3.7)	-60.7%
All Other	64.8													64.8	(24.6)	89.4	383.4%
Surplus	(73.7)													(73.7)	(67.3)	(6.4)	-9.3%
Tuition	1,332.5													1,332.5	1,381.5	(49.0)	-3.6%
Total Miscellaneous Receipts	7,159.4													7,159.4	10,777.4	(3,618.0)	-33.6%
Federal Receipts	8,877.5													8,877.5	12,293.3	(3,415.8)	-28.4%

STATE OF NEW YORK
SPECIAL REVENUE FUNDS - COMBINED
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

EXHIBIT G

	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	Intra-Fund Transfer Eliminations (*)	2021	2020	1 Month Ended April 30 Increase/ Decrease (\$201,000)	% Increase/ Decrease
DISBURSEMENTS:																	
Local Assistance Grants:																	
Education	273.7	-	-	-	-	-	-	-	-	-	-	-	-	273.7	383.0	(109.3)	-28.5%
Environment and Recreation	0.4	-	-	-	-	-	-	-	-	-	-	-	-	0.4	-	0.4	100.0%
Police Department	21.3	-	-	-	-	-	-	-	-	-	-	-	-	21.3	11.3	10.0	88.5%
Public Health:																	
Medicaid	3,758.1	-	-	-	-	-	-	-	-	-	-	-	-	3,758.1	5,180.3	(1,422.8)	-27.5%
Other Public Health	558.9	-	-	-	-	-	-	-	-	-	-	-	-	558.9	509.6	49.3	9.7%
Public Safety:																	
Police Department	158.2	-	-	-	-	-	-	-	-	-	-	-	-	158.2	158.2	-	0.0%
Public Welfare	157.7	-	-	-	-	-	-	-	-	-	-	-	-	157.7	144.5	13.2	8.5%
Support and Regulate Business	0.5	-	-	-	-	-	-	-	-	-	-	-	-	0.5	0.3	0.2	66.7%
Transportation	201.4	-	-	-	-	-	-	-	-	-	-	-	-	201.4	65.2	136.2	207.5%
Capital Projects	5,988.2	-	-	-	-	-	-	-	-	-	-	-	-	5,988.2	5,377.8	610.4	11.3%
Departmental Assistance Grants:																	
Personal Service	450.6	-	-	-	-	-	-	-	-	-	-	-	-	450.6	675.8	(225.2)	-33.3%
Non-Personal Service	382.5	-	-	-	-	-	-	-	-	-	-	-	-	382.5	270.9	111.6	41.2%
Capital Projects:																	
Capital Projects	85.2	-	-	-	-	-	-	-	-	-	-	-	-	85.2	75.0	10.2	13.6%
Debt Service, Including Payments on Financing Agreements	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Capital Projects	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Total Disbursements	6,014.5	-	-	-	-	-	-	-	-	-	-	-	-	6,014.5	7,398.6	(1,385.1)	-18.7%
Excess (Deficiency) of Receipts over Disbursements	2,863.0	-	-	-	-	-	-	-	-	-	-	-	-	2,863.0	4,993.7	(2,130.7)	-42.7%
OTHER FINANCING SOURCES (USES):																	
Transfers from Other Funds	263.5	-	-	-	-	-	-	-	-	-	-	-	(31.0)	232.5	151.8	80.7	53.2%
Transfers to Other Funds	(165.9)	-	-	-	-	-	-	-	-	-	-	-	(31.0)	(196.9)	(253.0)	(88.7)	-42.3%
Total Other Financing Sources (Uses)	97.6	-	-	-	-	-	-	-	-	-	-	-	-	97.6	(81.3)	179.4	-219.3%
Excess (Deficiency) of Receipts and Disbursements and Other Financing Uses	2,960.6	-	-	-	-	-	-	-	-	-	-	-	-	2,960.6	4,911.9	(1,951.3)	-39.7%
Ending Fund Balance	\$ 13,629.9	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 13,629.9	\$ 11,224.0	\$ 2,405.9	21.4%

(*) Intra-Fund transfer eliminations represent transfers between Special Revenue-State and Federal Funds.

STATE OF NEW YORK
SPECIAL REVENUE FUNDS - STATE
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

EXHIBIT G

	2021 APRIL	1 Month Ended April 30											2020 APRIL	% Increase/ (Decrease)	% Decrease
		MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	JANUARY	FEBRUARY	MARCH			
Beginning Fund Balance	\$ 5,708.6												\$ 5,400.7	\$ 307.9	5.7%
RECEIPTS:															
Taxes:															
Personal Income Tax	-												-	-	0.0%
Consumption/Use Taxes:															
Alcohol	109.2												80.3	28.9	36.0%
Auto Rental	(0.2)												(0.1)	(0.1)	-100.0%
Cigarette/Tobacco Products	69.7												69.7	0.9	1.3%
Medical Marijuana	1.5												0.5	1.0	200.0%
Motor Fuel	7.2												6.5	0.7	10.8%
Alcoholic Beverage	0.1												-	-	100.0%
Harbored Vessels	0.1												0.1	0.1	100.0%
Vapor Excise	0.2												0.2	0.2	100.0%
Total Consumption/Use Taxes	187.7												156.0	31.7	20.3%
Business Taxes															
Corporation Franchise	154.6												57.0	97.6	71.2%
Corporation and Utilities	18.3												18.3	0.0%	0.0%
Insurance	(8.8)												7.2	(16.0)	-222.2%
Bank	3.1												1.3	1.8	138.5%
Petroleum Business	30.7												30.3	0.4	1.3%
Total Business Taxes	198.9												98.0	100.9	103.0%
Total Taxes	386.6												254.0	132.6	52.2%
Miscellaneous Receipts:															
Abandoned Property	0.9												1.2	(0.3)	-25.0%
Assessments:															
Real Estate	63.7												42.7	21.0	49.2%
Medical Care	482.7												568.3	(85.6)	-15.2%
Public Utilities	1.5												0.1	1.4	1,400.0%
Other	-												-	-	0.0%
Fees, Licenses and Permits:															
Adult Fees	-												-	-	0.0%
Business/Professional	36.6												48.2	(6.6)	-19.9%
Civil	5.1												3.2	1.9	59.4%
Criminal	0.9												0.5	0.4	80.0%
Motor Vehicle	29.6												18.4	11.2	60.9%
Recreational/Consumer	65.7												43.0	22.7	52.8%
Fines, Penalties and Forfeitures	6.1												9.7	(3.6)	-37.1%
Gaming	34.2												-	34.2	100.0%
Casino	198.5												157.0	42.5	27.1%
Lottery	75.9												13.5	75.9	100.0%
Interest Earnings	3.5												8.3	(10.0)	-74.1%
Receipts from Municipalities	6.7												-	(2.6)	-28.0%
Receipts from Public Authorities:															
Bond Proceeds	-												-	-	0.0%
Cost Recovery Assessments	-												-	-	0.0%
Insurance Fees	2.7												0.5	2.2	440.0%
Non Bond Related	41.8												41.8	0.0%	0.0%
Revenues of State Departments:															
Administrative Recoveries	45.0												24.6	20.4	82.9%
Commissions	0.5												0.2	0.3	150.0%
Commissions - Asset Conversion	0.7												-	0.1	16.7%
Gifts, Grants and Donations	214.3												483.0	(268.7)	-55.8%
Health Care Reimbursement	4.7												0.1	4.6	4,600.0%
Patient/Care Reimbursement	1.2												3.7	(2.5)	-67.6%
Rebates	24												6.1	(3.7)	-60.7%
Restitution and Settlements	64.6												95.2	(4.6)	-39.4%
Student Loans	0.2												0.2	0.0%	0.0%
All Other	65.2												(6.5)	7.7	34.9%
Tuition	(75.7)												(67.5)	(8.2)	-12.1%
Total Miscellaneous Receipts	1,319.2												1,346.6	(27.4)	-2.0%
Federal Receipts	-												-	-	0.0%
Total Receipts	1,705.8												1,693.2	12.6	6.8%

STATE OF NEW YORK
SPECIAL REVENUE FUNDS - STATE
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

EXHIBIT G

	2021	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022	JANUARY	FEBRUARY	MARCH	
DISBURSEMENTS:															
Local Assistance Grants:															
Education	0.0														0.0
Environment and Recreation	0.1														0.1
Government	10.1														10.1
Public Health:															
Medicaid	386.9														386.9
Other Public Health	37.3														37.3
Public Safety	18.3														18.3
Public Welfare	18.3														18.3
Statewide Regulate Business	0.2														0.2
Statewide Regulate Business	0.3														0.3
Transportation	199.0														199.0
Total Local Assistance Grants	654.1														654.1
Departmental Operations:															
Personal Service	389.6														389.6
Capital Projects	259.8														259.8
General State Charges	59.8														59.8
Total Disbursements	1,399.1														1,399.1
Excess (Deficiency) of Receipts over Disbursements	366.7														366.7
OTHER FINANCING SOURCES (USES):															
Transfers from Other Funds	263.5														263.5
Transfers to Other Funds	(8.5)														(8.5)
Total Other Financing Sources (Uses)	254.0														254.0
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	620.7														620.7
Ending Fund Balance	\$ 6,320.3														\$ 6,320.3

	2021	2020	1 Month Ended April 30	% Increase/Decrease
	0.9	0.1	0.8	800.0%
	0.1	0.1	0.1	100.0%
	10.1	9.3	0.8	8.9%
	386.9	528.3	(141.4)	-26.8%
	37.3	29.6	7.7	26.0%
	18.3	18.0	0.3	1.7%
	18.3	0.1	18.2	1820.0%
	0.2	0.1	0.1	100.0%
	0.3	0.3	0.0	0.0%
	199.0	61.6	137.4	223.1%
	654.1	647.0	7.1	1.1%
	389.6	801.1	(201.5)	-33.5%
	259.8	259.8	0.0	0.0%
	59.8	52.3	7.5	14.3%
	1,399.1	1,590.5	(191.4)	-12.5%
	366.7	70.1	296.6	423.1%
	263.5	222.7	40.8	18.3%
	(8.5)	2.7	(12.2)	-451.9%
	254.0	225.4	28.6	12.7%
	620.7	295.5	325.2	110.4%
	\$ 6,320.3	\$ 5,696.2	\$ 633.1	11.1%

STATE OF NEW YORK
SPECIAL REVENUE FUNDS - FEDERAL
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

EXHIBIT G

	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH
Beginning Fund Balance	\$ 4,960.7											
RECEIPTS:												
Miscellaneous Receipts:												
Automated Property	-											
Automated Property	5.5											
Assessments:	-											
Business	-											
Medical Care	-											
Public Utilities	-											
Other	-											
Fees, Licenses and Permits:	-											
Business/Professional	-											
Civil	-											
Criminal	-											
Motor Vehicle	-											
Recreational/Consumer	-											
Fines, Penalties and Forfeitures	0.4											
Interest Earnings	0.6											
Miscellaneous Receipts from Municipalities	-											
Receipts from Public Authorities:	-											
Bond Proceeds	-											
Cost Recovery Assessments	-											
Insurance Fees	-											
Non Bond Related	-											
Rentals	-											
Revenues of State Departments:	-											
Administrative Recoveries	-											
Commissions	-											
Gifts, Grants and Donations	-											
Indirect Cost Recoveries	-											
Patient/Care Reimbursement	6.6											
Refund of Overpayments	-											
Refund and Settlements	-											
Student Loans	-											
All Other	0.2											
Sales	-											
Tuition	-											
Total Miscellaneous Receipts	13.3											
Federal Receipts	7,158.4											
Total Receipts	7,171.7											
2021	\$ 4,960.7											
2020	\$ 911.4											
1 Month Ended April 30	\$ 4,049.3											
% Increase/Decrease	-444.5%											

STATE OF NEW YORK
SPECIAL REVENUE FUNDS - FEDERAL
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

EXHIBIT G

	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	1 Month Ended April 30		
													2021	2020	% Increase/ Decrease
DISBURSEMENTS:															
Local Assistance Grants:															
Education	272.8												272.8	392.9	(110.1)
Environment and Recreation	0.3												0.3	-	0.3
General Government	11.2												11.2	2.0	9.2
Public Health:															
Medicaid	3,371.2												3,371.2	4,652.6	(1,281.4)
Medicaid Capital	151.0												151.0	457.0	(306.0)
Public Health	103.9												103.9	74.4	29.5
Public Safety	158.5												158.5	134.8	23.7
Public Welfare	0.2												0.2	0.3	(0.1)
Support and Regulate Business	2.4												2.4	3.9	(1.5)
Transportation	4,442.1												4,442.1	5,730.9	(1,288.8)
Total Local Assistance Grants															-22.5%
Departmental Operations:															
Capital Projects	51.0												51.0	74.7	(23.7)
Non-Perennial Services	159.9												159.9	40.8	118.1
General State Charges	25.4												25.4	22.7	2.7
Debt Service, including Payments on	-												-	-	-
Financing Agreements	-												-	-	0.0%
Capital Projects	-												-	-	0.0%
Total Disbursements	4,675.4												4,675.4	5,889.1	(1,193.7)
Excess (Deficiency) of Receipts over Disbursements	2,496.3												2,496.3	4,923.6	(2,427.3)
OTHER FINANCING SOURCES (USES):															
Transfers from Other Funds	-												-	-	-
Transfers to Other Funds	(156.4)												(156.4)	(307.2)	(150.8)
Total Other Financing Sources (Uses)	(156.4)												(156.4)	(307.2)	(150.8)
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	2,339.9												2,339.9	4,616.4	(2,276.5)
Ending Fund Balance	\$ 7,300.6	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 7,300.6	\$ 5,527.6	\$ 1,772.0
															32.1%

STATE OF NEW YORK
DEBT SERVICE FUNDS
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

EXHIBIT H

	1 Month Ended April 30											
	2021		2021		2022		2022		2022		2022	
	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	JANUARY	FEBRUARY	MARCH
Beginning Fund Balance	\$ 65.0											
RECEIPTS:												
Taxes:												
Personal Income Tax	3,262.9											
Consumption/Use Taxes:												
Sales and Use	895.4											
Total Consumption/Use Taxes	895.4											
Other Taxes	97.4											
Real Estate Transfer	0.1											
Employer Compensation Expense Tax	97.5											
Total Other Taxes	4,255.8											
Total Taxes	4,255.8											
Miscellaneous Receipts:												
Assessments:												
Medical Care	-											
Fees, Licenses and Permits:												
Alcohol Beverage Control Licensing	-											
Business/Professional	-											
Civil	-											
Criminal	-											
Motor Vehicle	-											
Recreational/Consumer	-											
Interest Earnings	-											
Receipts from Municipalities	-											
Receipts from Public Authorities:	-											
Bond Proceeds	-											
Rentals	-											
Revenues of State Departments:	-											
Patient/Client Care Reimbursement	43.2											
All Other	-											
Total Miscellaneous Receipts	43.2											
Federal Receipts	-											
Total Receipts	4,299.0											
DISBURSEMENTS:												
Departmental Operations:												
Non-Personal Service	0.2											
Debt Service, Including Payments on	122.4											
Financing Agreements	122.6											
Total Disbursements	4,176.4											
Excess (Deficiency) of Receipts over Disbursements	122.6											
OTHER FINANCING SOURCES (USES):												
Transfers from Other Funds	295.9											
Transfers to Other Funds	(4,330.8)											
Total Other Financing Sources (Uses)	(4,034.9)											
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	141.5											
Ending Fund Balance	\$ 206.5											

EXHIBIT I

STATE OF NEW YORK
CAPITAL PROJECTS FUNDS - COMBINED
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

	1 Month Ended April 30												Intra-Fund Transfer Eliminations (*)	2020 \$ (1,034.9)	2021 \$ (1,144.0)	2020 \$ (109.1)	% Increase/ Decrease
Beginning Fund Balance	2021 APRIL \$ (1,144.0)	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH					
RECEIPTS:																	
Taxes:																	
Consumption/Use Taxes:																	
Auto Rental	2.1												-	0.6	2.1	1.5	250.0%
Motor Fuel	26.9												-	23.8	26.9	3.1	13.0%
Highway Use	14.5												-	11.6	14.5	2.9	25.0%
Total Consumption/Use Taxes	43.5												-	36.0	43.5	7.5	20.8%
Business Taxes:																	
Corporation Franchise	-												-	-	-	-	0.0%
Corporation and Utilities	3.1												-	0.1	3.1	3.0	3,000.0%
Petroleum Business	38.2												-	38.0	38.2	0.2	0.5%
Total Business Taxes	41.3												-	38.1	41.3	3.2	8.4%
Other Taxes:																	
Real Estate Transfer	-												-	-	-	-	0.0%
Total Other Taxes	-												-	-	-	-	0.0%
Total Taxes	84.8												-	74.1	84.8	10.7	14.4%
Miscellaneous Receipts:																	
Abandoned Property:																	
Bottle Bill	-												-	-	-	-	0.0%
Assessments:																	
Businesses	10.0												-	7.9	10.0	2.1	26.6%
Fees, Licenses and Permits:																	
Business/Professional	1.3												-	1.8	1.3	(0.5)	-27.8%
Civil	-												-	-	-	-	0.0%
Motor Vehicle	79.2												-	52.2	79.2	27.0	51.7%
Recreational/Consumer	1.5												-	1.5	1.5	0.0	0.0%
Fines, Penalties and Forfeitures	2.5												-	2.0	2.5	0.5	25.0%
Interest Earnings	-												-	0.7	-	(0.7)	-100.0%
Receipts from Municipalities	-												-	-	-	-	0.0%
Receipts from Public Authorities:																	
Bond Proceeds	78.4												-	1,122.1	78.4	(1,043.7)	-93.0%
Insurance Fees	-												-	-	-	-	0.0%
Non Bond Related	0.5												-	0.1	0.5	0.4	400.0%
Rentals	3.3												-	0.5	3.3	2.8	560.0%
Revenues of State Departments:																	
Administrative Receipts	-												-	-	-	-	0.0%
Gifts, Grants and Donations	1.8												-	1.8	1.8	1.8	100.0%
Indirect Cost Recoveries	-												-	-	-	-	0.0%
Rebates	-												-	-	-	-	0.0%
Restitution and Settlements	0.3												-	3.1	0.3	(2.8)	-90.3%
All Other	2.4												-	0.3	2.4	2.1	700.0%
Total Miscellaneous Receipts	181.3												-	1,190.7	181.3	(1,009.4)	-84.8%
Sales																	
Federal Receipts	5.6												-	85.7	5.6	(80.1)	-93.5%
Total Receipts	271.7												-	1,350.5	271.7	(1,078.8)	-78.9%

EXHIBIT I

STATE OF NEW YORK
CAPITAL PROJECTS FUNDS - COMBINED
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	Intra-Fund Transfer Eliminations (*)	1 Month Ended April 30			% Increase/ Decrease
														2021	2020	\$ Increase/ (Decrease)	
DISBURSEMENTS:																	
Local Assistance Grants:																	
Education	13.5	-	-	-	-	-	-	-	-	-	-	-	-	13.5	12.0	1.5	12.5%
Environment and Recreation	29.0	-	-	-	-	-	-	-	-	-	-	-	-	29.0	4.4	24.6	559.1%
General Government	12.7	-	-	-	-	-	-	-	-	-	-	-	-	12.7	30.4	(17.7)	-58.2%
Public Health:																	
Hudson Valley	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Other Public Health	45.1	-	-	-	-	-	-	-	-	-	-	-	-	45.1	29.0	16.1	55.5%
Public Safety	0.4	-	-	-	-	-	-	-	-	-	-	-	-	0.4	0.4	0.0	100.0%
Public Welfare	28.2	-	-	-	-	-	-	-	-	-	-	-	-	28.2	28.2	0.0	100.0%
Support and Regulate Business	21.2	-	-	-	-	-	-	-	-	-	-	-	-	21.2	43.2	(22.0)	-50.9%
Transportation	181.7	-	-	-	-	-	-	-	-	-	-	-	-	181.7	24.4	157.3	644.7%
Total Local Assistance Grants	331.8	-	-	-	-	-	-	-	-	-	-	-	-	331.8	143.4	188.4	131.4%
Departmental Operations:																	
Capital Projects	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Non-School Capital	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Non-Personal Service	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
General State Charges	388.2	-	-	-	-	-	-	-	-	-	-	-	-	388.2	508.8	(111.6)	-21.9%
Capital Projects	730.0	-	-	-	-	-	-	-	-	-	-	-	-	730.0	653.2	76.8	11.8%
Total Disbursements	(458.3)	-	-	-	-	-	-	-	-	-	-	-	-	(458.3)	697.3	(1,155.6)	-465.7%
Excess (Deficiency) of Receipts over Disbursements																	
OTHER FINANCING SOURCES (USES):																	
Bond and Note Proceeds (net)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Transfers from Other Funds	488.9	-	-	-	-	-	-	-	-	-	-	-	-	488.9	(805.1)	1,294.0	160.7%
Transfers to Other Funds	(8.4)	-	-	-	-	-	-	-	-	-	-	-	-	(8.4)	(12.3)	(3.9)	-31.7%
Total Other Financing Sources (Uses)	480.5	-	-	-	-	-	-	-	-	-	-	-	-	480.5	(817.4)	1,297.9	158.8%
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	22.2	-	-	-	-	-	-	-	-	-	-	-	-	22.2	(128.1)	142.3	118.5%
Ending Fund Balance	\$ (1,121.8)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ (1,121.8)	\$ (1,155.0)	\$ 33.2	2.9%

(*) Intra-Fund transfer eliminations represent transfers from Capital Projects-State and Federal Funds.

EXHIBIT I

STATE OF NEW YORK
CAPITAL PROJECTS FUNDS - STATE
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

	1 Month Ended April 30											
	2021		2020		2022		2021		2020		% Increase/Decrease	
	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	JANUARY	FEBRUARY	MARCH
Beginning Fund Balance	\$ (563.7)									\$ (472.2)	\$ (81.5)	-19.4%
RECEIPTS:												
Taxes:												
Consumption/Use Taxes												
Auto Rental	2.1									0.6	1.5	250.0%
Motor Fuel	26.9									23.8	3.1	13.0%
Highway Use	14.5									11.6	2.9	25.0%
Total Consumption/Use Taxes	43.5									36.0	7.5	20.8%
Business Taxes												
Corporation Franchise	-									-	-	0.0%
Corporate Income	3.1									0.1	3.0	3,000.0%
Commuter and Utilities	38.2									38.0	0.2	0.5%
Petroleum Business	41.3									38.1	3.2	8.4%
Total Business Taxes												
Other Taxes												
Real Estate Transfer	-									-	-	0.0%
Total Other Taxes												
Total Taxes	84.8									74.1	10.7	14.4%
Miscellaneous Receipts:												
Abandoned Property:												
Bottle Bill	-									-	-	0.0%
Assessments:												
Business	10.0									7.9	2.1	26.6%
Fees, Licenses and Permits:												
Business/Professional	1.3									1.8	(0.5)	-27.8%
Other	-									-	-	0.0%
Motor Vehicle	79.2									52.2	27.0	51.7%
Recreational/Consumer	1.5									1.5	0.0	0.0%
Fines, Penalties and Forfeitures	2.5									2.0	0.5	25.0%
Interest Earnings	-									0.7	(0.7)	-100.0%
Receipts from Municipalities	-									-	-	0.0%
Receipts from Public Authorities:												
Bond Proceeds	78.4									1,122.1	(1,043.7)	-93.0%
Insurance Fees	-									-	-	0.0%
Non Bond Related	0.5									0.1	0.4	400.0%
Rentals	3.3									0.4	2.9	725.0%
Revenues of State Departments:												
Administrative Recoveries	-									-	-	0.0%
Gifts, Grants and Donations	1.8									-	1.8	100.0%
Indirect Cost Recoveries	-									-	-	0.0%
Rentals	-									-	-	0.0%
Restoration and Settlements	0.3									3.1	(2.8)	-90.3%
All Other	2.4									0.3	2.1	70.8%
Sales	0.1									0.1	0.0	100.0%
Total Miscellaneous Receipts	181.3									1,190.6	(1,009.3)	-84.8%
Federal Receipts												
Total Receipts	266.1									-	-	0.0%
										1,264.7	(988.6)	-79.0%

**STATE OF NEW YORK
CAPITAL PROJECTS FUNDS - STATE
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)**

EXHIBIT I

	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	1 Month Ended April 30		
													2021	2020	% Increase/ Decrease
DISBURSEMENTS:															
Local Assistance Grants:															
Education	13.5												13.5	12.0	1.5
Environment and Recreation	29.6												29.6	24.6	569.1%
General State Government	12.7												12.7	30.4	(17.7)
Public Health:															
Medicaid	-												-	-	0.0%
Other Public Health	45.1												45.1	29.0	55.5%
Public Safety	0.4												0.4	-	100.0%
Public Welfare	28.2												28.2	-	100.0%
Support and Regulate Business	21.2												21.2	43.2	(50.9%)
Transportation	175.8												175.8	2.4	7,225.0%
Total Local Assistance Grants	325.9												325.9	121.4	168.5%
Departmental Operations:															
Personal Service	-												-	-	0.0%
Non-Personal Service	-												-	-	0.0%
General State Charges	351.1												351.1	452.1	(101.0)
Capital Projects	-												-	-	-22.3%
Total Disbursements	677.0												677.0	573.5	18.0%
Excess (Deficiency) of Receipts over Disbursements	(410.9)												(410.9)	681.2	(1,102.1)
OTHER FINANCING SOURCES (USES):															
Bond and Note Proceeds (net)	-												-	-	0.0%
Transfers from Other Funds	488.9												488.9	(805.1)	1,294.0
Transfers to Other Funds	(8.4)												(8.4)	(12.3)	(31.7%)
Total Other Financing Sources (Uses)	480.5												480.5	(817.4)	158.8%
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	69.6												69.6	(126.2)	155.2%
Ending Fund Balance	\$ (494.1)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ (494.1)	\$ (598.4)	17.4%

EXHIBIT I

STATE OF NEW YORK
CAPITAL PROJECTS FUNDS - FEDERAL
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

	1 Month Ended April 30												% Increase/ Decrease
	2021 APRIL \$ (580.3)	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	
Beginning Fund Balance													
RECEIPTS:													
Miscellaneous Receipts:													
Abandoned Property:													
Bottle Bill	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Assessments:													
Business	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Fees, Licenses and Permits:													
Business/Professional	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Civil	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Motor Vehicle	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Registration	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Fines, Penalties and Forfeitures	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Interest Earnings	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Receipts from Municipalities	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Receipts from Public Authorities:													
Bond Proceeds	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Issuance Fees	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Non Bond Related	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Rentals	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Revenues of State Departments:													
Administrative Recoveries	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Gifts, Grants and Donations	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Indirect Cost Recoveries	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Restitution and Settlements	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
All Other	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Sales	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Total Miscellaneous Receipts	5.6												-100.0%
Federal Receipts	5.6												-93.5%
Total Receipts	5.6												-93.5%
DISBURSEMENTS:													
Local Assistance Grants:													
Education	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Environment and Recreation	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
General Government	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Health	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Medical	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Other Public Health	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Public Safety	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Public Welfare	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Support and Regulate Business	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Transportation	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Total Local Assistance Grants	5.9												-73.2%
Departmental Operations:													
Personal Service	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Non-Personal Service	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
General State Charges	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Capital Projects	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Total Disbursements	47.1												-16.4%
Excess (Deficiency) of Receipts over Disbursements	53.0												-33.5%
OTHER FINANCING SOURCES (USES):													
Transfers from Other Funds	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Transfers to Other Funds	-	-	-	-	-	-	-	-	-	-	-	-	0.0%
Total Other Financing Sources (Uses)	(47.4)												-877.0%
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	(47.4)												-377.0%
Ending Fund Balance	\$ (622.7)												-12.8%

STATE OF NEW YORK
ENTERPRISE FUNDS
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

EXHIBIT J

	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	2021 APRIL	2020 APRIL	1 Month Ended April 30 \$ Increase/ (Decrease)	% Increase/ Decrease
Beginning Fund Balance	\$ 328.0												\$ 328.0	\$ 29.7	\$ 298.3	1,004.4%
RECEIPTS:																
Miscellaneous Receipts	261.8												261.8	4.2	257.6	6,133.3%
Federal Receipts	4,691.4												4,691.4	2,584.0	2,107.4	81.6%
Unemployment Taxes	218.5												218.5	1,823.9	(1,605.4)	-88.0%
Total Receipts	5,171.7												5,171.7	4,412.1	759.6	17.2%
DISBURSEMENTS:																
Departmental Operations:																
Personal Service	128.3												128.3	1.4	126.9	9,064.3%
Non-Personal Service	22.1												22.1	3.6	18.5	513.9%
General State Charges	54.3												54.3	0.2	54.1	27,050.0%
Unemployment Benefits	4,967.1												4,967.1	4,380.7	586.4	13.1%
Total Disbursements	5,171.8												5,171.8	4,395.9	775.9	17.7%
Excess (Deficiency) of Receipts over Disbursements	(0.1)												(0.1)	16.2	(16.3)	-100.6%
OTHER FINANCING SOURCES (USES):																
Transfers from Other Funds	3.0												3.0	-	3.0	100.0%
Transfers to Other Funds	-												-	-	-	0.0%
Total Other Financing Sources (Uses)	3.0												3.0	-	3.0	100.0%
Excess (Deficiency) of Receipts and Other Financing Sources Over Disbursements and Other Financing Uses	2.9												2.9	16.2	(13.3)	-82.1%
Ending Fund Balance	\$ 330.9												\$ 330.9	\$ 45.9	\$ 285.0	620.9%

EXHIBIT K

STATE OF NEW YORK
INTERNAL SERVICE FUNDS
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	2021 APRIL	2020 APRIL	1 Month Ended April 30 \$ Increase / (Decrease)	% Increase / Decrease
Beginning Fund Balance	\$ (363.5)												\$ (363.5)	\$ (297.5)	\$ (66.0)	-22.2%
RECEIPTS:																
Miscellaneous Receipts	55.2												55.2	25.2	30.0	119.0%
Total Receipts	55.2	-	-	-	-	-	-	-	-	-	-	-	55.2	25.2	30.0	119.0%
DISBURSEMENTS:																
Departmental Operations:																
Personal Service	9.7												9.7	14.5	(4.8)	-33.1%
Non-Personal Service	31.1												31.1	(9.3)	40.4	434.4%
General State Charges	2.7												2.7	4.8	(2.1)	-43.8%
Total Disbursements	43.5	-	-	-	-	-	-	-	-	-	-	-	43.5	10.0	33.5	335.0%
Excess (Deficiency) of Receipts over Disbursements	11.7	-	-	-	-	-	-	-	-	-	-	-	11.7	15.2	(3.5)	-23.0%
OTHER FINANCING SOURCES (USES):																
Transfers from Other Funds	2.5												2.5	1.3	1.2	92.3%
Transfers to Other Funds	(0.1)												(0.1)	-	0.1	100.0%
Total Other Financing Sources (Uses)	2.4	-	-	-	-	-	-	-	-	-	-	-	2.4	1.3	1.1	84.6%
Excess (Deficiency) of Receipts and Other Financing Sources Over Disbursements and Other Financing Uses	14.1	-	-	-	-	-	-	-	-	-	-	-	14.1	16.5	(2.4)	-14.5%
Ending Fund Balance	\$ (349.4)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ (349.4)	\$ (281.0)	\$ (68.4)	-24.3%

STATE OF NEW YORK
PENSION TRUST FUNDS
STATEMENT OF CASH FLOW
FISCAL YEAR 2021-2022
(amounts in millions)

EXHIBIT L

	1 Month Ended April 30												\$ Increase/ (Decrease)	% Increase (Decrease)
	2021													
	APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	JANUARY	FEBRUARY	MARCH	2020	
	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
Beginning Fund Balance	-	-	-	-	-	-	-	-	-	-	-	-	(1.1)	1.1
RECEIPTS:														
Miscellaneous Receipts	5.9	-	-	-	-	-	-	-	-	-	-	-	8.3	(2.4)
Total Receipts	5.9	-	-	-	-	-	-	-	-	-	-	-	8.3	-28.9%
DISBURSEMENTS:														
Departmental Operations:														
Personal Service	5.9	-	-	-	-	-	-	-	-	-	-	-	8.3	(2.4)
Non-Personal Service	0.6	-	-	-	-	-	-	-	-	-	-	-	0.7	(0.1)
General State Charges	1.8	-	-	-	-	-	-	-	-	-	-	-	3.5	(1.7)
Total Disbursements	8.3	-	-	-	-	-	-	-	-	-	-	-	12.5	-33.6%
Excess (Deficiency) of Receipts over Disbursements	(2.4)	-	-	-	-	-	-	-	-	-	-	-	(4.2)	1.8
OTHER FINANCING SOURCES (USES):														
Transfers from Other Funds	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Transfers to Other Funds	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total Other Financing Sources (Uses)	-	-	-	-	-	-	-	-	-	-	-	-	-	-
Excess (Deficiency) of Receipts and Other Financing Sources Over Disbursements and Other Financing Uses	(2.4)	-	-	-	-	-	-	-	-	-	-	-	(4.2)	1.8
Ending Fund Balance	\$ (2.4)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ (5.3)	\$ 2.9
														42.9%
														54.7%

EXHIBIT M

	2021		MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022		2021	2020		\$ Increase/ (Decrease)	% Increase/ Decrease
	APRIL												\$	\$		\$	
	\$ 40.2												\$ 40.2	\$ 14.3		\$ 25.9	181.1%
Beginning Fund Balance																	
RECEIPTS:																	
Miscellaneous Receipts	0.1												0.1	0.2		(0.1)	-50.0%
Total Receipts	0.1		-	-	-	-	-	-	-	-	-		0.1	0.2		(0.1)	-50.0%
DISBURSEMENTS:																	
Departmental Operations:																	
Personal Service	-												-	-		-	0.0%
Non-Personal Service	-												-	-		-	0.0%
General State Charges	-												-	0.1		(0.1)	-100.0%
Total Disbursements	-		-	-	-	-	-	-	-	-	-		-	0.1		(0.1)	-100.0%
Excess (Deficiency) of Receipts over Disbursements	0.1		-	-	-	-	-	-	-	-	-		0.1	0.1		-	0.0%
OTHER FINANCING SOURCES (USES):																	
Transfers from Other Funds	-												-	-		-	0.0%
Transfers to Other Funds	-												-	-		-	0.0%
Total Other Financing Sources (Uses)	-		-	-	-	-	-	-	-	-	-		-	-		-	0.0%
Excess (Deficiency) of Receipts and Other Financing Sources Over Disbursements and Other Financing Uses	0.1		-	-	-	-	-	-	-	-	-		0.1	0.1		-	0.0%
Ending Fund Balance	\$ 40.3		\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -		\$ 40.3	\$ 14.4		\$ 25.9	179.9%

SCHEDULE 1

STATE OF NEW YORK
GOVERNMENTAL FUNDS
SUMMARY OF CASH RECEIPTS, DISBURSEMENTS AND
CHANGES IN FUND BALANCES
FISCAL YEAR 2021-2022
FOR THE MONTH OF APRIL 2021
(amounts in millions)

	BALANCE APRIL 1, 2021	RECEIPTS	DISBURSEMENTS	OTHER FINANCING SOURCES (USES)	BALANCE APRIL 30, 2021
GENERAL FUND					
10000-10049-Local Assistance Account	-	-	\$ 3,377,367	\$ 3,377,367	-
10050-10099-State Operations Account	-	4,637,367	1,854,518	9,205,469	12,188,318
10100-10149-Tax Stabilization Reserve	1,257,763	-	-	(1,257,763)	-
10150-10199-Contingency Reserve	20,624	-	-	(20,624)	-
10200-10249-Universal Pre-K Reserve	-	-	-	-	-
10250-10299-Community Projects	-	-	0.189	-	-
10300-10349-Rainy Day Reserve Fund	29,439	-	-	-	29,250
10400-10449-Refund Reserve Account	1,217,544	-	-	(1,217,544)	-
10500-10549-Fringe Benefits Escrow	6,635,461	-	-	(6,635,461)	-
10550-10599-Tobacco Revenue Guarantee	-	-	-	-	-
TOTAL GENERAL FUND	9,160,831	4,637,367	5,032,074	3,451,444	12,217,568
SPECIAL REVENUE FUNDS-STATE					
20000-20099-Mental Health Gifts and Donations	0.807	-	-	-	0.807
20100-20299-Combined Expendable Trust	70,263	0.879	0.600	-	70,542
20300-20349-New York Interest on Lawyer Account	112,588	2,935	0.148	-	115,375
20350-20399-NYS Archives Partnership Trust	0.044	-	0.031	(0.010)	0.003
20400-20449-Child Performer's Protection	0.217	0.004	0.043	0.600	0.778
20450-20499-Tuition Reimbursement	8,621	0.299	0.189	(0.069)	8,662
20500-20549-New York State Local Government Records Management Improvement	6,350	0.910	0.498	(0.068)	6,694
20550-20599-School Tax Relief	-	-	(0.002)	-	0.002
20600-20649-Charter Schools Stimulus	0.578	-	-	-	0.578
20650-20699-Not-For-Profit Short Term Revolving Loan	-	-	-	-	-
20800-20849-HCRA Resources	15,864	491,247	391,828	(0.536)	114,747
20850-20899-Dedicated Mass Transportation Trust	99,455	44,214	94,913	-	48,756
20900-20949-State Lottery	202,124	275,413	2,324	-	475,213
20950-20999-Combined Student Loan	10,978	2,416	1,044	-	12,350
21000-21049-Sewage Treatment Program Mgmt. & Administration	(3,233)	-	0.050	-	(3,283)
21050-21149-Encon Special Revenue	1,688	4,494	5,904	-	0,278
21150-21199-Conservation	99,088	2,366	2,334	-	99,120
21200-21249-Environmental Protection and Oil Spill Compensation	11,538	3,091	1,559	(0.732)	12,338
21250-21299-Training and Education Program on OSHA	2,794	7,005	3,107	-	6,692
21300-21349-Lawyers' Fund for Client Protection	10,823	0,526	0,190	-	11,159
21350-21399-Equipment Loan for the Disabled	0,526	0,006	-	-	0,532
21400-21449-Mass Transportation Operating Assistance	283,771	289,042	79,529	3,475	496,759
21450-21499-Clean Air	(33,081)	3,218	2,618	-	(32,481)
21500-21549-New York State Infrastructure Trust	0,071	-	-	-	0,071
21550-21599-Legislative Computer Services	12,808	0,173	0,231	-	12,550
21600-21649-Biodiversity Stewardship and Research	-	-	-	-	-
21650-21699-Combined Non-Expendable Trust	0,469	-	-	-	0,469
21700-21749-Winter Sports Education Trust	-	-	-	-	-
21750-21799-Musical Instrument Revolving	-	-	-	-	-
21850-21899-Arts Capital Grants	0,659	0,002	-	-	0,661
21900-22499-Miscellaneous State Special Revenue	1,576,567	254,942	184,046	32,088	1,679,551
22500-22549-Court Facilities Incentive Aid	17,557	0,245	3,011	38,402	53,193

SCHEDULE 1

STATE OF NEW YORK
GOVERNMENTAL FUNDS
SUMMARY OF CASH RECEIPTS, DISBURSEMENTS AND
CHANGES IN FUND BALANCES
FISCAL YEAR 2021-2022
FOR THE MONTH OF APRIL 2021
(amounts in millions)

	BALANCE APRIL 1, 2021	RECEIPTS	DISBURSEMENTS	OTHER FINANCING SOURCES (USES)	BALANCE APRIL 30, 2021
SPECIAL REVENUE FUNDS-STATE (CONTINUED)					
22550-22599-Employment Training	0.053	-	-	-	0.053
22650-22699-State University Income	1,950.651	227.088	500.605	-	1,794.979
22700-22749-Chemical Dependence Service	5.634	0.030	0.040	117.845	5.624
22750-22799-Lake George Park Trust	0.519	-	0.068	-	0.451
22800-22849-State Police Motor Vehicle Law Enforcement and Motor Vehicle Theft and Insurance Fraud Prevention	12.941	11.451	0.073	-	24.319
22850-22899-New York Great Lakes Protection	0.597	-	0.011	-	0.586
22900-22949-Federal Revenue Maximization	0.024	-	-	-	0.024
22950-22999-Housing Development	11.037	0.001	0.105	-	10.933
23000-23049-NYS/DOT Highway Safety Program	(16.991)	0.133	0.245	-	(17.103)
23050-23099-Vocational Rehabilitation	0.060	0.006	0.001	-	0.065
23100-23149-Drinking Water Program Management and Administration	(5.351)	-	-	-	(5.351)
23150-23199-NYC County Clerks' Operations Offset	(26.557)	-	6.550	-	(30.964)
23200-23249-Judiciary Data Processing Offset	66.199	3.771	8.028	2.143	61.942
23300-23349-USOC Lake Placid Training	0.241	0.004	-	-	0.245
23350-23399-Indigent Legal Services	532.388	17.304	15.021	-	534.671
23400-23449-Unemployment Insurance Interest and Penalty	25.479	0.002	0.292	-	25.189
23450-23499-MTA Financial Assistance Fund	127.598	0.010	24.901	61.475	164.182
23500-23549-New York State Commercial Gaming Fund	9.768	15.192	8.664	-	16.296
23550-23599-Medical Marijuana Trust Fund	17.775	1.576	0.256	-	19.095
23600-23699-Dedicated Miscellaneous State Special Revenue	4.556	0.359	0.033	(0.010)	4.872
24850-24899-Health Care Transformation	254.639	0.036	-	-	254.675
24900-24949-Charitable Gifts Trust Fund	-	0.005	-	-	0.005
24950-24999-Interactive Fantasy Sports	20.075	0.450	0.003	-	20.522
40350-40399-State University Dormitory Income	207.507	44.950	-	-	251.830
TOTAL SPECIAL REVENUE FUNDS-STATE	5,708.676	1,705.795	1,339.091	253.976	6,329.256
SPECIAL REVENUE FUNDS-FEDERAL					
25000-25099-Federal USDA/Food and Consumer Services	(11.196)	227.238	217.639	(0.171)	(1.768)
25100-25199-Federal Health and Human Services	2,069.856	6,129.214	4,021.817	(132.000)	4,045.253
25200-25249-Federal Education	(16.922)	286.953	271.316	(24.151)	(25.436)
25300-25399-Federal Miscellaneous Operating Grants	2,828.548	463.411	114.348	(0.072)	3,177.539
25400-25499-Unemployment Insurance Administration	98.096	51.569	37.408	-	112.257
25500-25599-Unemployment Insurance Occupational Training	(0.510)	0.175	0.044	-	(0.379)
26000-26049-Federal Employment and Training Grants	(7.198)	13.186	12.839	-	(6.851)
TOTAL SPECIAL REVENUE FUNDS-FEDERAL	4,960.674	7,171.746	4,675.411	(156.394)	7,300.615
TOTAL SPECIAL REVENUE FUNDS	10,669.250	8,877.541	6,014.502	97.582	13,629.871
DEBT SERVICE FUNDS					
40000-40049-Debt Reduction Reserve	-	-	-	-	-
40100-40149-Mental Health Services	24.681	49.003	-	23.770	97.454
40150-40199-General Debt Service	-	3,861.663	122.588	(3,655.576)	83.499
40250-40299-State Housing Debt Service	-	-	-	-	-
40300-40349-Department of Health Income	40.326	(5,781)	-	(8,933)	25.612
40400-40449-Clean Water/Clean Air	-	97.423	-	(97.423)	-
40450-40499-Local Government Assistance Tax	-	296.698	-	(296.698)	-
TOTAL DEBT SERVICE FUNDS	65.007	4,299.006	122.688	(4,034.860)	206.565

SCHEDULE 1

STATE OF NEW YORK
GOVERNMENTAL FUNDS
SUMMARY OF CASH RECEIPTS, DISBURSEMENTS AND
CHANGES IN FUND BALANCES
FISCAL YEAR 2021-2022
FOR THE MONTH OF APRIL 2021
(amounts in millions)

	BALANCE APRIL 1, 2021	RECEIPTS	DISBURSEMENTS	OTHER FINANCING SOURCES (USES)	BALANCE APRIL 30, 2021
CAPITAL PROJECTS FUNDS					
30000-30049-State Capital Projects	-	0.714	486.374	485.660	-
30050-30099-Dedicated Highway and Bridge Trust	(14,861)	178,840	95,572	(7,238)	61,169
30100-30299-SUNY Residence Halls Rehabilitation and Repair	117,683	0.009	1.101	0.639	117,230
30300-30349-New York State Canal System Development	14,104	0.071	-	-	14,175
30350-30399-Parks Infrastructure	(35,979)	-	8,365	-	(44,344)
30400-30449-Passenger Facility Charge	0.015	-	-	-	0.015
30450-30499-Environmental Protection	83,480	3,670	5,390	-	81,760
30500-30549-Clean Water/Clean Air Implementation	-	-	-	-	-
30600-30609-Energy Conservation Thru Improved Transportation Bond	0.164	-	-	-	0.164
30610-30619-Park and Recreation Land Acquisition Bond	-	-	-	-	-
30620-30629-Pure Waters Bond	0.668	-	-	-	0.668
30630-30639-Transportation Capital Facilities Bond	3,328	-	-	-	3,328
30640-30649-Environmental Quality Protection Bond	1,419	-	-	-	1,419
30650-30659-Rebuild and Renew New York Transportation Bond	17,210	-	-	-	17,210
30660-30669-Transportation Infrastructure Renewal Bond	4,255	-	-	-	4,255
30670-30679-1986 Environmental Quality Bond Act	5,572	-	-	(0.022)	5,550
30680-30689-Accelerated Capacity and Transportation Improvement Bond	2,778	-	-	-	2,778
30690-30699-Clean Water/Clean Air Bond	1,429	-	-	(0.001)	1,428
30700-30709-State Housing Bond	-	-	-	-	-
30710-30719-Smart Schools Bond	-	-	-	-	-
30750-30799-Outdoor Recreation Development Bond	-	-	-	-	-
30900-30949-Rail Preservation and Development Bond	-	-	-	-	-
31350-31449-Federal Capital Projects	(580,311)	5,647	53,012	-	(627,676)
31450-31499-Forest Preserve Expansion	1,083	-	-	-	1,083
31500-31549-Hazardous Waste Remedial	(71,348)	1,457	3,492	(0.496)	(73,879)
31650-31699-Suburban Transportation	0.540	-	-	-	0.540
31700-31749-Division for Youth Facilities Improvement	(14,290)	-	0.965	-	(15,255)
31800-31849-Housing Assistance	(12,942)	-	-	-	(12,942)
31850-31899-Housing Program	(377,447)	-	27,497	-	(404,944)
31900-31949-Natural Resource Damage	18,095	0.002	0.039	-	18,058
31950-31999-DOT Engineering Services	(11,971)	-	-	-	(11,971)
32200-32249-Miscellaneous Capital Projects	136,987	2,940	2,799	2,533	139,661
32250-32299-CUNY Capital Projects	0.042	0.006	-	-	0.048
32300-32349-Mental Hygiene Facilities Capital Improvement	(426,743)	78,360	7,889	-	(356,272)
32350-32399-Correction Facilities Capital Improvement	(169,127)	-	17,731	-	(186,858)
32400-32999-State University Capital Projects	119,675	0.010	6,637	(0.639)	112,409
33000-33049-NYS Storm Recovery Fund	(54,228)	0.059	0.042	-	(54,211)
33050-33099-Dedicated Infrastructure Investment Fund	96,723	0.001	13,115	-	83,609
TOTAL CAPITAL PROJECTS FUNDS	(1,143,997)	271,786	730,020	480,436	(1,121,795)
TOTAL GOVERNMENTAL FUNDS	\$ 18,751,091	\$ 18,085,700	\$ 11,899,184	\$ (5,398)	\$ 24,932,209

SCHEDULE 2

STATE OF NEW YORK
 PROPRIETARY FUNDS
 SUMMARY OF CASH RECEIPTS, DISBURSEMENTS AND
 CHANGES IN FUND BALANCES
 FISCAL YEAR 2021-2022
 FOR THE MONTH OF APRIL 2021
 (amounts in millions)

FUND TYPE	BALANCE		RECEIPTS		DISBURSEMENTS		OTHER FINANCING SOURCES (USES)		BALANCE	
	APRIL 1, 2021								APRIL 30, 2021	
ENTERPRISE FUNDS										
23250-23449-CUNY Senior College Program	\$	171.835	\$	8.053	\$	8.744	\$	-	\$	171.144
50000-50049-Youth Commissary		0.117		0.004		0.007		-		0.114
50050-50099-State Exposition Special		0.580		0.037		0.284		3.000		3.333
50100-50298-Correctional Services Commissary		3.711		3.032		2.524		-		4.219
50300-50399-Agencies Enterprise		12.354		0.144		1.006		-		11.492
50400-50449-Sheltered Workshop		2.250		0.009		0.006		-		2.253
50450-50498-Patient Workshop		2.107		-		0.006		-		2.101
50500-50599-Mental Hygiene Community Stores		4.821		0.040		0.056		-		4.805
50650-50699-Unemployment Insurance		119.653		4,909.842		4,967.077		-		62.418
60850-60899-CUNY Senior College Operating		10.572		250.493		192.050		-		69.015
TOTAL ENTERPRISE FUNDS		328.000		5,171.654		5,171.760		3.000		330.894
INTERNAL SERVICE FUNDS										
55000-55049-Centralized Services		(76.849)		21.103		16.022		0.186		(71.582)
55050-55099-Agency Internal Service		(201.533)		31.127		21.111		2.456		(189.061)
55100-55149-Mental Hygiene Revolving		0.164		0.008		0.055		-		0.117
55150-55199-Youth Vocational Education		0.065		-		0.002		-		0.063
55200-55249-Joint Labor and Management Administration		0.815		-		0.060		-		0.755
55250-55298-Audit and Control Revolving		(40.486)		-		1.771		(0.019)		(42.276)
55300-55349-Health Insurance Revolving		(13.119)		-		0.797		(0.225)		(14.141)
55350-55399-Correctional Industries Revolving		(32.578)		2.930		3.591		-		(33.239)
TOTAL INTERNAL SERVICE FUNDS		(363.521)		55.168		43.409		2.398		(349.364)
TOTAL PROPRIETARY FUNDS										
	\$	(35.521)	\$	5,226.822	\$	5,215.169	\$	5.398	\$	(18.470)

SCHEDULE 3

STATE OF NEW YORK
FIDUCIARY FUNDS
SUMMARY OF CASH RECEIPTS, DISBURSEMENTS AND CHANGES IN FUND BALANCES
FISCAL YEAR 2021-2022
FOR THE MONTH OF APRIL 2021
(amounts in millions)

FUND TYPE	BALANCE APRIL 1, 2021	RECEIPTS	DISBURSEMENTS	OTHER FINANCING SOURCES (USES)	BALANCE APRIL 30, 2021
PENSION TRUST FUNDS					
65000-65049-Common Retirement Administration	\$ (0.010)	\$ 5.897	\$ 8.283	\$ -	\$ (2.396)
TOTAL PENSION TRUST FUNDS	(0.010)	5.897	8.283	-	(2.396)
PRIVATE PURPOSE TRUST FUNDS					
22022-College Savings Account	25.696	0.002	-	-	25.698
66000-66049-Agriculture Producers' Security	3.068	0.121	0.016	-	3.173
66050-66099-Milk Producers' Security	11.422	0.059	0.020	-	11.461
TOTAL PRIVATE PURPOSE TRUST FUNDS	40.186	0.182	0.036	-	40.332
AGENCY FUNDS					
60050-60149-School Capital Facilities Financing Reserve	18.443	0.095	-	-	18.538
60150-60199-Child Performer's Holding	0.548	0.004	0.001	-	0.551
60200-60249-Employees Health Insurance	1,589.924	789.727	992.195	-	1,387.456
60250-60299-Social Security Contribution	15.311	101.897	102.189	-	15.019
60300-60399-Employee Payroll Withholding	64.201	373.961	396.499	-	41.663
60400-60449-Employees Dental Insurance	32.858	14.831	5.656	-	42.033
60450-60499-Management Confidential Group Insurance	0.593	1.806	0.758	-	1.641
60500-60549-Lottery Prize	536.571	75.620	87.452	-	524.739
60550-60599-Health Insurance Reserve Receipts	-	-	-	-	-
60600-60799-Miscellaneous New York State Agency	1,001.995	429.306	462.590	-	968.711
60800-60849-Elderly Pharmaceutical Insurance Coverage (EPIC) Escrow	37.008	1.522	7.340	-	31.190
60900-60949-Medicaid Management Information System (MMIS) Escrow	2,714.442	7,597.012	10,209.353	-	102.101
60950-60999-Special Education	-	-	-	-	-
61000-61099-State University of New York Revenue Collection	86.981	74.210	-	-	161.191
61100-61999-State University Federal Direct Lending Program	(0.687)	7.658	8.867	-	(1.896)
62000-62049-SSI SSP Payment Escrow	-	-	-	-	-
TOTAL AGENCY FUNDS	6,098.188	9,467.649	12,272.900	-	3,292.937
TOTAL FIDUCIARY FUNDS	\$ 6,138.364	\$ 9,473.728	\$ 12,281.219	\$ -	\$ 3,330.873

STATE OF NEW YORK
SOLE CUSTODY AND INVESTMENT ACCOUNTS
STATEMENT OF CASH RECEIPTS AND DISBURSEMENTS
FISCAL YEAR 2021-2022
FOR THE MONTH OF APRIL 2021
(amounts in millions)

(*) Includes Public Asset Fund resources:

Chapter 1 of the Laws of 2002 authorized the conversion of Empire Health Choice, d/b/a Empire Blue Cross and Blue Shield from a not-for-profit corporation to a for-profit corporation. Chapter 1 requires, in part, that upon such conversion, assets representing 95 percent of the fair market value of the not-for-profit corporation be transferred to a fund designated as the "Public Asset Fund" and 5 percent transferred to a Charitable Foundation - as set forth in Section 7317 of the Insurance Law. On December 28, 2005, WellChoice, Inc. (previously known as Empire Blue Cross, Blue Shield) approved a takeover by WellPoint, Inc. This conversion was also subject to the same Chapter 1 requirements of assigning assets representing 95 percent of the fair market value of the not-for-profit corporation be transferred to the "Public Asset Fund".

As of April 30, 2021, \$9,546,700.91 (representing the remaining balance of the State's 95 percent share of the fair market value of the not-for-profit corporation plus interest) is on deposit in the sole custody account titled "Public Asset Fund". In accordance with Section 4301(j)(4)(F) and (G) of the Insurance Law and at the direction of the Director of the Budget, these funds are available for transfer to HCRA Resources Fund (20800-20849).

SCHEDULE 5

STATE OF NEW YORK
DEBT SERVICE FUNDS
STATEMENT OF DIRECT STATE DEBT ACTIVITY
FISCAL YEAR 2021-2022

PURPOSE	DEBT OUTSTANDING APRIL 1, 2021	DEBT ISSUED			DEBT MATURED			DEBT			
		MONTH OF APRIL	1 MONTH ENDED APRIL 30, 2021	-	-	-	-	MONTH OF APRIL	1 MONTH ENDED APRIL 30, 2021	OUTSTANDING APRIL 30, 2021	
GENERAL OBLIGATION BONDED DEBT:											
Accelerated Capacity and Transportation Improvements	\$ 9,992,174	\$ -	\$ -	\$ -	\$ 785,635	\$ 785,635	\$ -	\$ 9,206,539	\$ 82,145	\$ 82,145	
Clean Water/Clean Air:											
Air Quality	1,321,445	-	-	-	-	-	-	1,321,445	-	-	
Safe Drinking Water	277,661,899	-	-	-	-	-	-	268,536,427	1,133,273	1,133,273	
Clean Water	11,083,955	-	-	-	-	-	-	10,920,049	23,590	23,590	
Solid Waste	36,701,555	-	-	-	-	-	-	36,536,555	8,375	8,375	
Environmental Restoration											
Energy Conservation Through Improved Transportation:											
Rapid Transit and Rail Freight	1,022,456	-	-	-	-	-	-	758,743	22,550	22,550	
Environmental Quality (1972):											
Air	4,267,512	-	-	-	-	-	-	4,242,512	1,250	1,250	
Land and Wetlands	5,538,761	-	-	-	-	-	-	4,823,761	42,875	42,875	
Water											
Environmental Quality (1986):											
Land Acquisition/Development/Restoration/Forests	2,692,870	-	-	-	-	-	-	2,480,054	11,571	11,571	
Solid Waste Management	83,003,304	-	-	-	-	-	-	75,619,493	666,497	666,497	
Housing:											
Low Income	4,115,000	-	-	-	-	-	-	4,115,000	-	-	
Middle Income	1,795,000	-	-	-	-	-	-	1,795,000	-	-	
Park and Recreation Land Acquisition	-	-	-	-	-	-	-	-	-	-	
Pure Waters	13,485,946	-	-	-	-	-	-	12,662,246	107,528	107,528	
Rail Preservation Development	-	-	-	-	-	-	-	-	-	-	
Rebuild and Renew New York Transportation:											
Highway Facilities	562,450,682	-	-	-	-	-	-	562,450,682	-	-	
Canals and Waterways	7,620,311	-	-	-	-	-	-	7,620,311	-	-	
Aviation	40,464,691	-	-	-	-	-	-	40,464,691	-	-	
Rail and Port	90,201,189	-	-	-	-	-	-	90,201,189	-	-	
Mass Transit - Dept. of Transportation	13,929,540	-	-	-	-	-	-	13,929,540	-	-	
Mass Transit - Metropolitan Transportation Authority	691,109,424	-	-	-	-	-	-	691,109,424	-	-	
Rebuild New York Transportation Infrastructure Renewal:											
Highways, Parkways, and Bridges	357,668	-	-	-	-	-	-	357,668	-	-	
Rapid Transit, Rail and Aviation	1,563,392	-	-	-	-	-	-	1,170,256	37,391	37,391	
Smart Schools Bond Act	306,942,604	-	-	-	-	-	-	306,942,604	-	-	
Transportation Capital Facilities:											
Aviation	1,648,621	-	-	-	-	-	-	837,811	40,662	40,662	
Mass Transportation	-	-	-	-	-	-	-	-	-	-	
Total General Obligation Bonded Debt	\$ 2,168,969,999	\$ -	\$ -	\$ -	\$ 20,895,000	\$ 20,895,000	\$ -	\$ 2,148,074,999	\$ 2,177,697	\$ 2,177,697	

STATE OF NEW YORK
DEBT SERVICE FUNDS
FINANCING AGREEMENTS
FOR THE ONE MONTH ENDED APRIL 30, 2021

SCHEDULE 3a

	DEBT REDUCTION RESERVE (40000-40049)	GENERAL SERVICE (40151)	DEPARTMENT OF HEALTH INCOME (40300-40349)	LOCAL GOVERNMENT ASSISTANCE (40450-40489)	MENTAL HEALTH SERVICES (40100-40149)	REVENUE BOND TAX (40152)	SALES TAX REVENUE BOND TAX (40154)	COMBINED TOTALS 1 MONTH ENDED APRIL 30	\$ INCREASE/ (DECREASE)
								2021	2020
Special Contractual Financing Obligations:	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Paid to Public Authorities:									
City University Construction	-	-	-	-	-	-	-	-	-
Dominion Authority	-	-	-	-	-	-	-	-	-
Consolidated Service Contract Refunding	-	-	-	-	-	-	-	-	-
DASNY Revenue Bond	-	-	-	-	-	-	-	-	-
Department of Health Facilities	-	-	-	-	-	-	-	-	-
Mental Health Facilities	-	-	-	-	-	-	-	-	-
Secured Hospital Program	-	-	-	-	-	-	-	-	-
SUNY Community Colleges	-	-	-	-	-	-	-	-	-
SUNY Educational Facilities	-	92,082,231	-	-	-	-	-	92,082,231	92,082,231
Environmental Facilities Corporation	-	-	-	-	-	-	-	-	-
Housing Finance Agency	-	-	-	-	-	-	-	-	-
Local Government Assistance Corporation	-	-	-	-	-	-	-	-	-
Metropolitan Transportation Authority	-	-	-	-	-	-	-	-	-
Metropolitan and Commuter Rail Projects	-	-	-	-	-	-	-	-	-
Thruway Authority	-	-	-	-	-	-	-	-	-
Dedicated Highway and Bridge	-	7,221,750	-	-	-	-	-	7,221,750	(3,482,885)
Local Highway and Bridge	-	-	-	-	-	-	-	-	-
Transportation	-	-	-	-	-	-	-	-	-
Urban Development Corporation:									
Clarkson University	-	-	-	-	-	-	-	-	-
Columbia University Telecommunications Center	-	-	-	-	-	-	-	-	-
Consolidated Service Contract Refunding	-	-	-	-	-	-	-	-	-
Cornell University Supercomputer Center	-	-	-	-	-	-	-	-	-
Correctional Facilities	-	-	-	-	-	-	-	-	-
Debt Reduction Reserve	-	-	-	-	-	-	-	-	-
UDC Revenue Bond	-	-	-	-	-	-	-	-	-
University Facilities Grant 95 Refunding	-	-	-	-	-	-	-	-	-
University Facilities Grant 95 Refunding	-	-	-	-	-	-	-	-	-
Total Disbursements for Special Contractual Financing Obligations	\$ -	\$ 99,303,981	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 99,303,981	\$ 88,599,346

STATE OF NEW YORK
SUMMARY OF THE OPERATING FUND INVESTMENTS
FOR THE MONTH OF APRIL 2021
AS REQUIRED OF THE STATE COMPTROLLER
(amounts in millions)

SCHEDULE 6

	MONTH OF APRIL 2021	FISCAL YEAR TO DATE	PRIOR FISCAL YEAR TO DATE
AVERAGE DAILY INVESTMENT BALANCE (**)	\$ 26,685.1	\$ 26,685.1	\$ 22,580.6
AVERAGE YIELD (**)	0.081%	0.081%	1.037%
TOTAL INVESTMENT EARNINGS	\$ 1,800	\$ 1,800	\$ 17,788

SHORT TERM INVESTMENT POOL (*)

Month-End Portfolio Balances		
DESCRIPTION	APRIL 2021 PAR AMOUNT	APRIL 2020 PAR AMOUNT
GOVT. AGENCY BILLS/NOTES	\$ 10,728.7	\$ 9,103.9
REPURCHASE AGREEMENTS	17.9	20.9
GOVT. SPONSORED AGENCIES	-	1,599.0
COMMERCIAL PAPER	17,660.9	13,558.7
CERTIFICATES OF DEPOSIT/SAVINGS	1,963.5	2,941.1
0% COMPENSATING BALANCE CDs	923.0	48.0
	\$ 31,294.0	\$ 27,271.6

(*) Pursuant to §98 of the State Finance Law, the State Comptroller is authorized to invest and keep invested all moneys, in any fund, held by the State. The Short Term Investment Pool (STIP) represents an accounting mechanism that allows for the separate accounting of individual funds (on deposit in the State's General Checking account) for the purpose of making short term investments. Pursuant to State Finance Law §4(5) the STIP is authorized to temporarily loan to the General Fund-State Operations Account (10050) funds for a period not to exceed the end of the fiscal year. However, it must be noted that certain funds are invested as part of STIP, but are held by the State Comptroller in a fiduciary capacity. Fiduciary fund balances are restricted and may not be used for any State purposes since moneys in such funds are held by the State in a trustee (or fiduciary) capacity or as an agent for individuals, private organizations, or non-State governmental units (e.g. local governments and public authorities). Therefore, Fiduciary fund balances are not available to be temporarily loaned to the General Fund-State Operations Account. Fiduciary fund balances are presented in Schedules 3 and 4 of this report.

(**) Does not include 0% Compensating Balance CDs.

STATE OF NEW YORK HCRA RESOURCES FUND STATEMENT OF RECEIPTS AND DISBURSEMENTS BY ACCOUNT FISCAL YEAR 2021-2022											
											APPENDIX A
	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	1 Month Ended April 30, 2021
OPENING CASH BALANCE	\$ 15,864,357										\$ 15,864,357
RECEIPTS:											
Cigarette Tax	68,709,697										68,709,697
Statewide NYC Cigarette Tax	1,048,000										1,048,000
Vapor Excise Tax	186,233										186,233
STIF Interest	25,976										25,976
Public Asset Transfers	-										-
Assessments	414,749,471										414,749,471
Payments	279,000										279,000
Rebates	4,640,806										4,640,806
Restitution and Settlements	-										-
Miscellaneous	-										-
Total Receipts	491,246,076										491,246,076
DISBURSEMENTS:											
Grants	388,370,867										388,370,867
Interest - Late Payments	47										47
Interest - Statewide	927,462										927,462
Non-Public Service	962,462										962,462
Employee Benefits/Indirect Costs	577,094										577,094
Total Disbursements	391,827,923										391,827,923
OPERATING TRANSFERS:											
Transfers to General Fund	-										-
Transfers to Revenue Bond Tax Fund	-										-
Transfers to Miscellaneous Special Revenue Fund:											
Administration Program Account	326,891										326,891
Administrative Support Account	208,610										208,610
Transfers to SUNY Income Fund	535,501										535,501
Total Operating Transfers	392,393,424										392,393,424
Total Disbursements and Transfers	114,747,009										114,747,009
CLOSING CASH BALANCE											

APPENDIX B

STATE OF NEW YORK
HCRA RESOURCES FUND
STATEMENT OF PROGRAM DISBURSEMENTS
FISCAL YEAR 2021-2022

Program/Purpose	Appropriation Amount (*)	April	1 Month Ended April 30th, 2021 (**)
CENTER FOR COMMUNITY HEALTH PROGRAM	8,827,000.00	192,256.89	192,256.89
CENTER FOR COMMUNITY HLTH	8,827,000.00	192,256.89	192,256.89
CHILD HEALTH INSURANCE PROGRAM	1,901,406,000.00	32,767,435.08	32,767,435.08
CHILD HEALTH INSURANCE	1,901,406,000.00	32,767,435.08	32,767,435.08
COMMUNITY SUPPORT PROGRAM	120,000.00	-	-
COMMUNITY SUPPORT	120,000.00	-	-
ELDERLY PHARMACEUTICAL INS COVERAGE PRG	234,330,000.00	3,372,956.96	3,372,956.96
ELDERLY PHARMACEUTICAL INSURANCE COVERAGE	234,330,000.00	3,372,956.96	3,372,956.96
HEALTH CARE REFORM ACT PROGRAM	1,240,915,059.03	389,897.49	389,897.49
AIDS DRUG ASSISTANCE	82,100,000.00	-	-
AMBULATORY CARE TRAINING	3,537,000.00	-	-
AREA HEALTH EDUCATION CENTER	3,387,000.00	-	-
COMMISSIONER EMERGENCY DISTRIBUTIONS	5,800,000.00	-	-
DIAGNOSTIC AND TREATMENT CTR UNCOMPENSATED CARE	108,800,000.00	-	-
DIVERSITY IN MEDICINE	4,782,000.00	-	-
EMPIRE CLINIC RESEARCH INVESTMENT (ECRIPI)	6,890,000.00	-	-
HCRA PAYOR / PROVIDER AUDITS	9,440,000.00	107,000.00	107,000.00
HEALTH FACILITY RESTRUCTURING DASHY	39,200,000.00	-	-
HEALTH WORKFORCE RETRAINING	18,320,000.00	(190.10)	(190.10)
INFERTILITY SERVICES GRANTS	5,733,000.00	-	-
MEDICAL INDEMNITY FUND	52,000,000.00	-	-
PART 405.4 HOSPITAL AUDITS NYCR	2,200,000.00	-	-
PHYSICIAN EXCESS MEDICAL MALPRACTICE	207,200,000.00	56,764.50	56,764.50
PHYSICIAN WORKFORCE REINVESTMENT	36,200,000.00	-	-
PHYSICIAN WORKFORCE STUDIES	8,720,000.00	-	-
POISON CONTROL CENTERS	5,300,000.00	-	-
POISON ADMINISTRATION	89,426,000.00	226,323.09	226,323.09
ROSWELL PARK CANCER INSTITUTE	-	-	-
ROSWELL PARK COMPREHENSIVE CANCER CENTER	50,000.00	-	-
RURAL HEALTH CARE ACCESS	15,950,000.00	-	-
RURAL HEALTH CARE ACCESS & NETWORK DEVELOPMENT	18,820,000.00	-	-
RURAL HEALTH CARE GRANTS	2,200,000.00	-	-
RURAL HEALTH NETWORK	11,610,000.00	-	-
SCHOOL BASED HEALTH CENTERS	4,230,000.00	-	-
SCHOOL BASED HEALTH CLINICS-POOL ADMIN	8,460,000.00	-	-
TRANSITION ACCT - PRIOR YEAR ALLOCATION	489,526,059.03	-	-
MEDICAL ASSISTANCE PROGRAM	28,799,805,000.00	352,851,205.50	352,851,205.50
HOME HEALTH RATE INCREASE	300,000,000.00	-	-
MEDICAL ASSISTANCE	4,387,400,000.00	52,851,205.50	52,851,205.50
PSNL CRE WKFR REGR & RETEN NYC (***)	23,129,205,000.00	300,000,000.00	300,000,000.00
PSNL CRE WKFR REGR & RETEN ROS (****)	916,000,000.00	-	-
NEW YORK STATE OF HEALTH	85,091,000.00	1,505,508.57	1,505,508.57
NEW YORK STATE OF HEALTH ADMINISTRATION	67,200,000.00	-	-
OFFICE OF HEALTH INSURANCE PROGRAM	1,834,000.00	-	-
OFFICE OF HEALTH INSURANCE	1,834,000.00	-	-
OFFICE OF HEALTH SYSTEMS MANAGEMENT	35,795,000.00	970,182.61	970,182.61
OFFICE HEALTH SYSTEMS MANAGEMENT	35,795,000.00	970,182.61	970,182.61
REVENUE, PROCESSING & RECONCILIATION	8,190,000.00	-	-
REVENUE, PROCESSING & RECONCILIATION	8,190,000.00	-	-
TOTAL	32,316,313,059.03	392,049,443.10	392,049,443.10
Reclass of SUNY Hospital Disprop Share to Transfer	-	(208,609.81)	(208,609.81)
Reclass of SUNY Hospital Poison Control Centers to Transfer	-	-	-
Reclass of SUNY Empire Clinical Research Investigator Program to Transfer	-	-	-
Reconciling Adjustment (P-Card and T-Card)	-	(12,910.22)	(12,910.22)
TOTAL REPORTED AMOUNT	\$ 32,316,313,059.03	\$ 391,827,923.07	\$ 391,827,923.07

(*) Includes amounts appropriated in SFY 2021-22, as well as prior year appropriations that were reappropriated.
 (**) Disbursements from the HCRA Resources Fund includes direct grant payments to program beneficiaries, services and expenses for administration of grant programs, and transfers to the Public Goods Pool to finance payments made by the State's fiscal agent.
 (***) Full title is: NYC Personal Care Workforce Recruitment and Retention Rates Grants.
 (****) Full title is: Personal Care Workforce Recruitment and Retention Rates Grants.

APPENDIX C

STATE OF NEW YORK
STATEMENT OF CASH FLOW - PUBLIC GOODS POOL
FISCAL YEAR 2021-2022

	2021 APRIL	2021-2022
OPENING CASH BALANCE	\$ 293,876,869.61	\$ 293,876,869.61
RECEIPTS:		
Patient Services	340,332,824.17	340,332,824.17
Covered Lives	79,187,489.66	79,187,489.66
Provider Assessments	10,011,629.87	10,011,629.87
1% Assessments	37,193,623.00	37,193,623.00
DASNY- MOE/Recast receivables	-	-
Interest Income	923.44	923.44
Unassigned	12,280,036.82	12,280,036.82
Total Receipts	479,006,526.96	479,006,526.96
PROGRAM DISBURSEMENTS:		
Poison Control Centers	-	-
School Based Health Center Grants	-	-
ECRIP Distributions	-	-
Total Program Disbursements	-	-
Excess (Deficiency) of Receipts over Disbursements	479,006,526.96	479,006,526.96
OTHER FINANCING SOURCES (USES):		
Transfers From Other Pools:		
Medicaid Disproportionate Share	-	-
Health Facility Assessment Fund - Hospital Quality Contribution	4,219,028.00	4,219,028.00
Transfers From State Funds:		
HCRA Resources Fund	-	-
Total Other Financing Sources	4,219,028.00	4,219,028.00
Transfers To Other Pools:		
Medicaid Disproportionate Share	-	-
Health Facility Assessment Fund	-	-
Transfers To State Funds:		
HCRA Resources Fund	(414,748,391.69)	(414,748,391.69)
Indigent Care Fund - Matched	-	-
Indigent Care Fund - Unmatched	-	-
Total Other Financing Uses	(414,748,391.69)	(414,748,391.69)
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	68,477,163.27	68,477,163.27
CLOSING CASH BALANCE	\$ 362,354,032.88	\$ 362,354,032.88

Source: HCRA - Office of Pool Administration

APPENDIX D

STATE OF NEW YORK
STATEMENT OF CASH FLOW - MEDICAID DISPROPORTIONATE SHARE
FISCAL YEAR 2021-2022

	2021 APRIL	2021-2022
OPENING CASH BALANCE	\$ 55,655.52	\$ 55,655.52
RECEIPTS:		
Interest Income	29.82	29.82
Total Receipts	29.82	29.82
PROGRAM DISBURSEMENTS:		
Indigent Care	(52,898,838.24)	(52,898,838.24)
High Need Indigent Care	-	-
Other	(31,119.03)	(31,119.03)
Total Program Disbursements	(52,929,957.27)	(52,929,957.27)
Excess (Deficiency) of Receipts over Disbursements	(52,929,927.45)	(52,929,927.45)
OTHER FINANCING SOURCES (USES):		
Transfers From Other Pools:		
Public Goods Pool	-	-
Health Facility Assessment Fund	-	-
Transfers From State Funds:		
HCRA Resources Indigent Care - Matched	23,169,691.15	23,169,691.15
HCRA Resources Indigent Care - Unmatched	1,019,927.37	1,019,927.37
Federal DHHS Fund	29,729,147.09	29,729,147.09
Other	-	-
Total Other Financing Sources	53,918,765.61	53,918,765.61
Transfers To Other Pools:		
Public Goods Pool	-	-
Health Facility Assessment Fund	-	-
Transfers To State Funds:		
HCRA Resources Fund Indigent Care Acct	(82.34)	(82.34)
CSRA Inc (eMedNY) General Fund	(5,968.50)	(5,968.50)
Total Other Financing Uses	(6,050.84)	(6,050.84)
Excess (Deficiency) of Receipts and Other Financing Sources over Disbursements and Other Financing Uses	982,787.32	982,787.32
CLOSING CASH BALANCE	\$ 1,038,442.84	\$ 1,038,442.84

Source: HCRA - Office of Pool Administration

APPENDIX E

STATE OF NEW YORK
SUMMARY OF OFF-BUDGET SPENDING REPORT
FISCAL YEAR 2021-2022
(amounts in thousands)

	2021 APRIL	2021 MAY	2021 JUNE	2021 JULY	2021 AUGUST	2021 SEPTEMBER	2021 OCTOBER	2021 NOVEMBER	2021 DECEMBER	2022 JANUARY	2022 FEBRUARY	2022 MARCH	2021-2022 TOTAL
DORMITORY AUTHORITY:													
Education - All Other	\$ -												\$ -
Education - EXCEL	34												34
Department of Health - All Other	-												-
Community Enhancement Facilities Assistance Program (CEFAP)	-												-
Regional Development:													
Community Capital Assistance Program (CCAP)/RESTORE	70												70
Multi-modal	-												-
GenNYsis	-												-
CUNY Senior Colleges	(10)												(10)
CUNY Community Colleges	-												-
Brooklyn Court Officer Training Academy	21												21
TOTAL DORMITORY AUTHORITY	115	-	-	-	-	-	-	-	-	-	-	-	115
EMPIRE STATE DEVELOPMENT CORP:													
Regional Development:													
Centers of Excellence	-												-
Community Capital Assistance Program (CCAP)	-												-
Empire Opportunity	-												-
Community Enhancement Facilities Assistance Program (CEFAP)	-												-
State Facilities and Equipment	-												-
TOTAL EMPIRE STATE DEVELOPMENT CORP	-	-	-	-	-	-	-	-	-	-	-	-	-
TOTAL OFF-BUDGET	\$ 115	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 115

The Division of the Budget (DOB) is responsible for organizing and presenting the above schedule of 'Off Budget Spending'. Such reported disbursements are drawn from unaudited financial data provided by public authorities. Although the Office of the State Comptroller (OSC) has no reason to believe this information to be unreliable, it is important to note that these program disbursements are financed with public authority bond proceeds deposited directly into public authority accounts and all disbursements are made without any oversight by the OSC. Therefore, and pursuant to the provisions of Chapter 60, §16, of the Laws of 2006, this schedule is provided for information only.

APPENDIX F

STATE OF NEW YORK
SCHEDULE OF MONTH-END TEMPORARY LOANS OUTSTANDING(*)

SFS Fund	ACCOUNT TITLE	January 31, 2021	February 28, 2021	March 31, 2021	Change	April 30, 2021
	GENERAL FUND					
10060	STATE OPERATIONS AND LOCAL ASSISTANCE					
	TOTAL GENERAL FUND	\$ -	\$ -	\$ -	\$ -	\$ -
	CAPITAL PROJECT AND BOND REIMBURSABLE FUNDS					
30061	AVIATION PURPOSE ACCOUNT	328,885,597.18	-	44,223,561.21	(44,223,561.21)	-
30063	REHAB/REPAIR MARITIME	-	-	-	-	-
30101	D21RVE- MARITIME	-	-	-	-	-
30102	D38RVE- CENTRAL ADMIN	-	-	-	-	-
30104	RESIDENCE HALL CAMPUS LET BOND PROCEEDS	-	-	-	-	-
30105	REHAB/REPAIR ALBANY	-	-	-	-	-
30106	D01RVE- ALBANY	-	-	-	-	-
30107	REHAB/REPAIR BINGHAMTON	-	-	-	-	-
30108	D07RVE- BINGHAMTON	-	-	-	-	-
30109	REHAB/REPAIR BUFFALO UNIVERSITY	-	-	-	-	-
30110	D28RVE- SUNY BUFFALO	-	-	-	-	-
30111	REHAB/REPAIR STONTBROOK	-	-	-	-	-
30112	D1RVE- STONTBROOK	-	-	-	-	-
30113	REHAB/REPAIR BROOKLYN	-	-	-	-	-
30114	D14RVE- HSC BROOKLYN	-	-	-	-	-
30115	REHAB/REPAIR SYRACUSE	-	-	-	-	-
30116	D15RVE- HSC SYRACUSE	-	-	-	-	-
30117	REHAB/REPAIR BROCKPORT	-	-	-	-	-
30118	D02RVE- BROCKPORT	-	-	-	-	-
30119	REHAB/REPAIR BUFFALO COLLEGE	-	-	-	-	-
30120	D03RVE- SUB BUFFALO	-	-	-	-	-
30121	REHAB/REPAIR CORTLAND	-	-	-	-	-
30122	D04RVE- CORTLAND	-	-	-	-	-
30123	REHAB/REPAIR FREDONIA	-	-	-	-	-
30124	D06RVE- FREDONIA	-	-	-	-	-
30125	REHAB/REPAIR GENESCO	-	-	-	-	-
30126	D05RVE- GENESCO	-	-	-	-	-
30127	REHAB/REPAIR OLD WESTBURY	-	-	-	-	-
30128	D31RVE- OLD WESTBURY	-	-	-	-	-
30129	REHAB/REPAIR NEW PALTZ	-	-	-	-	-
30130	D08RVE- NEW PALTZ	-	-	-	-	-
30131	REHAB/REPAIR ONEONTA	-	-	-	-	-
30132	D09RVE- ONEONTA	-	-	-	-	-
30133	REHAB/REPAIR OSWEGO	-	-	-	-	-
30134	D10RVE- OSWEGO	-	-	-	-	-
30135	REHAB/REPAIR PLATTSBURGH	-	-	-	-	-
30136	D11RVE- PLATTSBURGH	-	-	-	-	-
30137	REHAB/REPAIR POTSDAM	-	-	-	-	-
30138	D12RVE- POTSDAM	-	-	-	-	-
30139	REHAB/REPAIR PURCHASE	-	-	-	-	-
30140	D03RVE- PURCHASE	-	-	-	-	-
30141	REHAB/REPAIR FOR UTICA/ROME	-	-	-	-	-
30142	D27RVE- CAMPUS RESERVE	-	-	-	-	-
30143	REHAB/REPAIR ALFRED	-	-	-	-	-
30144	D22RVE- ALFRED	-	-	-	-	-
30145	REHAB/REPAIR CANTON	-	-	-	-	-
30146	D23RVE- CANTON	1,135,204.83	1,203,596.49	-	-	-
30147	REHAB/REPAIR COBLESKILL	-	-	-	-	-
30148	D24RVE- COBLESKILL	-	-	-	-	-
30149	REHAB/REPAIR DELHI	-	-	-	-	-
30150	D25RVE- DELHI	-	-	-	-	-
30151	REHAB/REPAIR FARMINGDALE	-	-	-	-	-
30152	D26RVE- FARMINGDALE	-	-	-	-	-
30153	REHAB/REPAIR MORRISVILLE	-	-	-	-	-
30154	D27RVE- MORRISVILLE	-	-	-	-	-
30501	STATE PARK INFRASTRUCTURE	53,130,282.82	71,356,612.45	35,978,959.86	8,365,162.69	44,344,122.55
30501	CWICA IMPLEMENTATION DEC	-	-	-	-	-
30502	CWICA IMPLEMENTATION STATE	-	-	-	-	-
30503	CWICA IMPLEMENTATION ERDA	-	-	-	-	-
30504	CWICA IMPLEMENTATION EFC	-	-	-	-	-
31506	HAZARDOUS WASTE CLEAN UP	120,224,762.79	122,939,482.99	110,319,683.26	2,219,211.14	112,538,884.40
31701	YOUTH FACILITIES IMPROVEMENT	13,011,356.40	13,390,037.15	14,390,480.45	964,145.75	15,254,626.20
31801	HOUSING ASSISTANCE	12,941,967.06	12,941,967.06	12,941,967.06	-	12,941,967.06
31851	HOUSING PROG FDHSG TR FD CORP	123,266,936.45	136,215,935.45	220,626,177.47	26,363,883.00	246,990,070.47
31852	HOUSING PROG FD AFFORD HSG CORP	38,695,121.72	38,695,121.72	40,966,709.72	1,133,101.00	42,099,810.72
31853	HOUSING PROG FD DEPT OF SOCIAL SERVICES	102,446,517.14	107,646,517.14	116,146,517.14	-	116,146,517.14
31854	HOUSING PROG FD STATE POLICE	-	-	-	-	-
31851	HIGHWAY FAC PURPOSE	11,956,479.77	11,956,479.77	11,970,753.74	-	11,970,753.74

APPENDIX F

STATE OF NEW YORK
SCHEDULE OF MONTH-END TEMPORARY LOANS OUTSTANDING(*)

SFS Fund	ACCOUNT TITLE	January 31, 2021	February 28, 2021	March 31, 2021	Change	April 30, 2021
32213	NY RACING ACCOUNT	153,750.00	153,750.00	153,750.00	-	153,750.00
32214	CAPITAL PROJECT MISC GIFTS	-	-	-	-	-
32215	IT CAPITAL FINANCING ACCT	5,226,104.01	5,669,893.07	7,469,744.20	366,927.95	7,836,672.15
32219	NY ENVIRONMENTAL PROTECTION & SPILL REMEDIATION	-	-	-	-	-
32220	DOCS-STATE FACILITIES PRE 12/89	-	-	-	-	-
32221	OASAS-COMMUNITY FACILITIES	72,271,351.76	73,275,852.43	73,168,521.63	898,607.89	74,107,329.52
32222	OASAS-COMMUNITY FACILITIES	-	-	-	-	-
32223	OPWOD-COMMUNITY FACILITIES	184,405,566.97	191,405,566.97	187,018,085.14	-	187,018,085.14
32224	OASAS-COMMUNITY FACILITIES	-	-	-	-	-
32225	DASHNY - OMH ADMIN	-	-	-	-	-
32226	DASHNY - OMH ADMIN	11,650,968.39	4,369,852.32	4,369,852.32	-	4,369,852.32
32227	DASHNY - OPWOD ADMIN	2,581,221.20	1,483,213.09	1,483,213.09	-	1,483,213.09
32228	DASHNY - OASAS ADMIN	178,340,759.27	171,564,249.62	131,339,974.32	3,616,644.99	134,956,619.31
32229	OMH-STATE FACILITIES	31,697,903.16	31,697,903.16	38,392,326.77	1,916,213.00	40,308,539.77
32230	OPWOD-STATE FACILITIES	3,282,024.25	3,282,024.25	5,095,981.17	(5,095,981.17)	-
32231	OASAS-STATE FACILITIES	-	-	-	-	-
32232	DOCS-REHABILITATION IMPROVEMENT	214,987,658.41	246,392,114.85	189,126,625.24	17,731,128.27	186,857,753.51
32233	DOCS-REHABILITATION PROJECTS	-	-	-	-	-
32234	CORR FACILITIES CAPITAL CLOSURE	55,800,566.97	55,763,946.28	54,278,098.73	(16,507.52)	54,211,590.81
32235	STATE REVENUE	-	-	-	-	-
32236	STATE REVENUE	1,572,072,134.55	1,391,404,116.26	1,279,340,982.52	14,339,185.38	1,293,680,167.90
32237	TOTAL CAPITAL AND BOND REIMBURSABLE FUNDS	-	-	-	-	-
STATE SPECIAL REVENUE FUNDS						
20401	DOL-CHILD PERFORMER PROTECTION ACCOUNT	-	-	-	-	-
20402	VOCATIONAL SCHOOL SUPERVISION	-	-	-	-	-
20501	LOCAL GOVERNMENT RECORDS MGMT	43,991,008.24	-	-	-	-
20510	CHILD HEALTH INSURANCE	-	-	-	31,613,636.11	31,613,636.11
20518	EPIC PREMIUM ACCOUNT	853,561,887.69	697,556,168.55	-	-	-
20591	LOTTERY-EDUCATION	437,408,602.19	531,970,401.50	-	-	-
20594	VLT EDUCATION	-	-	-	-	-
21001	ENVR FAC CORP ADM ACCT	3,964,363.48	4,016,135.26	3,233,406.10	49,531.41	3,382,937.51
21002	ENCON ADMIN ACCT	-	-	-	-	-
21061	HAZARDOUS BULK STORAGE	-	-	-	-	-
21062	ENVIRONMENTAL REGULATORY ACCOUNT	3,324,189.99	3,324,189.99	3,324,189.99	-	3,324,189.99
21064	FEDERAL GRANTS INDIRECT COST RECOVERY ACCOUNT	1,421,873.83	2,084,686.88	290,746.42	-	290,746.42
21066	ENCON-LOW LEVEL RADIOACTIVE WASTE SITING	4,116,245.18	4,551,767.13	4,255,831.32	171,427.14	4,427,258.46
21067	ENCON-RECREATION	-	-	-	-	-
21077	PUBLIC SAFETY RECOVERY ACCOUNT	-	-	-	-	-
21081	ENVIRONMENTAL REGULATORY	60,683,220.74	61,490,250.32	61,475,682.73	1,137,407.69	62,613,090.42
21082	NATURAL RESOURCES ACCOUNT	14,482,012.46	14,822,988.78	15,270,489.03	307,939.11	15,578,428.14
21084	MINED LAND RECLAMATION ACCT	-	-	-	-	-
21087	GREAT LAKES RESTORATION INITIATIVE	-	-	-	-	-
21201	AUDIT AND CONTROL OIL SPILL	25.40	349.00	-	-	-
21202	HEALTH DEPT OIL SPILL	-	-	-	380.00	380.00
21203	DEPT OF ENVIRONMENTAL CONSERVATION OIL SPILL	-	-	-	-	-
21204	OIL SPILL COMPENSATION	87,291.88	4,004.81	-	-	-
21205	LICENSE FEE SURCHARGES	-	-	-	-	-
21401	INDUSTRIAL WASTE TREATMENT SYSTEMS	-	-	-	-	-
21402	METROPOLITAN MASS TRANSPORTATION	-	-	-	-	-
21451	OPERATING PERMIT PROGRAM	33,386,296.84	33,816,328.57	34,391,496.53	498,222.30	34,889,721.83
21452	MOBILE SOURCE	-	-	-	-	-
21902	HEALTH-SPARC'S	-	-	-	-	-
21905	THRUWAY AUTHORITY ACCT	7,049,060.11	5,153,373.25	6,070,043.81	(58,744.73)	6,011,299.08
21907	MENTAL HYGIENE PROGRAM	-	-	-	-	-
21909	MENTAL HYGIENE PATIENT INCOME ACCOUNT	-	-	-	-	-
21911	FINANCIAL CONTROL BOARD	200,896.13	385,557.07	684,380.92	(504,181.02)	160,199.90
21912	RACING REGULATION ACCOUNT	3,312,997.34	4,016,974.07	4,317,928.13	16,937.61	4,334,865.74
21937	SU DORM INCOME REIMBURSE	375,947.73	140,504.21	0.00	325,193.12	325,193.12
21945	CRIMINAL JUSTICE IMPROVEMENT	-	-	-	-	-
21959	ENV LAB REF FEE	548,126.76	521,748.19	469,072.32	75,328.18	544,350.50
21962	ENVIRONMENTAL MARKETING AND EVALUATION ACCOUNT	9,283,724.14	9,716,277.89	9,017,407.88	247,206.35	9,264,614.23
21976	CINICAL LAB FEE	-	-	-	-	-
21978	INDIRECT COST RECOVERY	-	-	-	-	-
21979	HIGH SCHOOL EQUIVALENCY PROGRAM	-	-	-	-	-
21989	MULTI-AGENCY TRAINING ACCOUNT	-	-	-	-	-
22003	BELL JAR COLLECTION ACCOUNT	-	-	-	-	-
22004	INDUSTRY AND UTILITY SERVICE	-	-	-	-	-
22006	REAL PROPERTY DISPOSITION	-	-	728,613.54	(34,673.42)	693,940.12
22007	PARKING ACCOUNT	-	-	21,922.83	-	21,922.83
22008	COURTS SPECIAL GRANTS	-	-	-	(247.77)	-
22009	ASBESTOS SAFETY TRAINING	32,074.58	25,497.18	-	-	-
22017	CAMP SMITH BILLETING ACCOUNT	-	-	-	-	-
22032	BATAVIA SCHOOL FOR THE BLIND	11,320,507.81	12,681,293.47	6,403,690.71	544,500.37	6,948,191.08
22034	INVESTMENT SERVICES	-	-	-	-	-
22036	SURPLUS PROPERTY ACCOUNT	-	-	-	-	-

APPENDIX F

STATE OF NEW YORK
SCHEDULE OF MONTH-END TEMPORARY LOANS OUTSTANDING(*)

SFS Fund	ACCOUNT TITLE	January 31, 2021	February 28, 2021	March 31, 2021	Change	April 30, 2021
22039	FINANCIAL OVERSIGHT	275,005.07	549,858.41	912,116.67	(847,003.13)	265,113.54
22046	REGULATION INDIAN GAMING	96,973,231.07	97,669,203.31	96,016,730.17	1,010,588.88	99,027,328.85
22053	HOME SCHOOL FOR THE DEAF	6,114,621.97	7,316,915.51	2,088,085.58	544,225.60	2,552,311.18
22054	DSP-SELECTED ASSETS	659,132.92	585,246.75	456,634.47	(41,474.37)	415,160.10
22055	ADMINISTRATIVE ADJUDICATION	39,411,653.44	42,946,757.61	45,161,761.97	947,402.29	45,694,184.26
22065	DEBAR SALARY PAYMENTS	1,586,602.46	1,706,179.30	331,927.73	110,176.11	143,371.44
22067	NYC ASSESSMENT ACCT	-	-	-	(913,365.24)	-
22068	CULTURAL EDUCATION ACCOUNT	3,391,222.79	3,537,228.58	2,933,306.11	-	2,019,940.87
22078	LOCAL SERVICE ACCOUNT	-	-	-	-	-
22078	LOCAL SERVICE ACCOUNT	2,131,303.19	2,392,016.13	2,148,824.54	165,550.43	2,314,374.97
22085	DHCR MORTGAGE SERVICES	-	-	-	-	-
22090	HOUSING INDIRECT COST RECOVERY	-	-	-	-	-
22100	DHCR-HOUSING CREDIT AGENCY APPLY FEE	-	-	-	-	-
22130	LOW INCOME HOUSING CREDIT MONITORING	12,378,568.81	12,218,379.67	11,348,416.23	(163,981.29)	11,184,434.94
22135	EFC-CORPORATION ADMINISTRATION	-	-	-	-	-
22144	MONTROSE VETERAN'S HOME	-	-	-	-	-
22151	DEFERRED COMPENSATION ADMIN	171,045.61	7,760.17	123,734.27	52,049.72	175,783.99
22156	RENT REVENUE OTHER - NYC	16,295,440.90	20,611,517.36	25,265,067.05	(25,265,067.05)	-
22158	RENT REVENUE	-	-	-	-	-
22158	RENT REVENUE	-	-	-	-	-
22158	RENT REVENUE	-	-	-	-	-
22240	NYC MEDICAL INDEMNITY FUND ACCOUNT	1,606,183.66	1,656,669.31	1,274,629.73	106,218.50	1,380,848.23
22246	BEHAVIORAL HEALTH PARITY COMPLIANCE FUND	-	-	-	-	-
22654	S.U. NON-RESIDENT REV. OFFSET	20,673,810.47	20,675,784.98	20,677,507.03	1,676.81	20,679,183.84
22751	LAKE GEORGE PARK TRUST FUND	23,185.21	-	-	-	-
22802	STATE POLICE MW ENFORCE	-	-	-	-	-
23001	DOT - HIGHWAY SAFETY PRGM	16,839,996.98	17,281,214.32	16,991,456.00	111,839.73	17,103,295.73
23102	DOH DRINKING WATER PROGRAM	5,350,949.70	5,350,949.70	5,350,949.70	-	5,350,949.70
23151	NYCCC OPERATING OFFSET	53,091,758.53	55,596,399.79	26,556,681.85	4,407,430.63	30,964,112.48
23701	COMMERCIAL GAMING REVENUE	-	-	-	-	-
23702	COMMERCIAL GAMING REGULATION	21,495,412.34	21,859,993.24	22,271,880.50	306,399.91	22,578,280.41
23801	HIGHWAY USE TAX ADMIN	-	-	-	-	-
23806	NYTS SECURE CHOICE ADMIN	-	-	-	-	-
24601	PAYMASTER'S OFFICE ADMINISTRATION	37,559.74	59,220.63	75,811.44	3,376.49	79,187.93
	TOTAL STATE SPECIAL REVENUE FUNDS	1,781,079,053.48	1,898,264,823.53	431,805,934.88	15,016,664.28	446,722,388.17
25000-25099	FEDERAL FUNDS					
25100-25199	FEDERAL USDA/FOOD AND NUTRITION SERVICES FUND	5,921,211.58	114,685,009.66	12,583,217.42	35,248,175.29	47,831,392.71
25200-25249	FEDERAL HEALTH AND HUMAN SERVICES FUND	463,975,848.19	616,818,369.22	2,444,891,735.28	328,676,827.82	2,773,668,560.10
25250-25299	FEDERAL EDUCATION GRANTS FUND	29,762,688.71	52,262,948.69	19,664,226.45	94,049,558.57	113,713,785.02
25300-25399	FEDERAL DHHS BLOCK GRANTS	-	-	-	-	-
31351	MILITARY AND NAVAL AFFAIRS	471,249,800.16	483,344,470.56	486,966,335.85	(8,941,626.76)	478,024,709.09
31354	DEPARTMENT OF TRANSPORTATION	8,753,932.66	8,753,932.66	8,753,932.66	-	8,753,932.66
31350-31449	FEDERAL CAPITAL PROJECTS FUND (ALL OTHER)	294,284,894.79	559,474,133.62	537,821,805.97	48,941,575.85	586,763,381.82
25900-25949	UNEMPLOYMENT INSURANCE ADMINISTRATION	111,552,071.94	113,174,287.06	105,640,539.40	(1,576,612.18)	104,063,927.22
25950	FEDERAL UNEMPLOYMENT INS OCCUPATIONAL TRAINING	246,996,095.93	263,720,313.36	71,611,428.44	(3,451,879.89)	68,159,548.45
26001-26049	DOL EMPLOYMENT AND TRAINING GRANTS	462,955.50	480,214.00	503,270.00	(26,615.50)	376,654.50
	TOTAL FEDERAL FUNDS	1,643,581,126.30	2,231,012,494.36	3,685,734,886.50	484,635,633.95	4,190,394,442.80
60201	AGENCY FUNDS					
60901	EMPLOYEES HEALTH INSURANCE ACCT	-	-	-	-	-
	TOTAL AGENCY FUNDS	-	-	-	-	-
50318	ENTERPRISE FUND					
50327	OGS CONVENTION CENTER ACCOUNT	909,948.94	930,931.15	989,160.13	22,572.15	1,011,732.28
	EMPIRE PLAZA GIFT SHOP	278,841.72	274,184.69	283,602.52	2,515.12	286,117.64
	TOTAL ENTERPRISE FUND	1,188,590.66	1,205,115.84	1,272,762.65	25,087.27	1,297,849.92
55001	INTERNAL SERVICE FUNDS					
55002	CENTRALIZED SERVICES-FLEET MGMT	-	-	-	-	-
55003	CENTRALIZED SERVICES-DATA PROCESSING	1,415,556.47	1,430,894.99	1,016,572.91	(259,958.46)	756,614.45
55004	CENTRALIZED SERVICES-REAL PROPERTY-LABOR	134,821.27	226,461.51	-	-	-
55005	CENTRALIZED SERVICES-REVENUE	24,475.44	36,672.74	53,222.28	3,231.31	56,453.59
55006	CENTRALIZED SERVICES-PERSONAL PROPERTY	2,678,800.17	2,896,693.63	2,447,705.48	(70,561.57)	2,177,143.91
55007	CENTRALIZED SERVICES-CONSTRUCTION SERVICES	21,051,905.82	23,353,048.48	-	-	-
55008	CENTRALIZED SERVICES-PASNY	-	-	-	-	-
55009	CENTRALIZED SERVICES-ADMIN SUPPORT	16,079,001.23	15,902,600.03	8,473,715.65	(1,181,889.41)	7,291,826.24
55010	CENTRALIZED SERVICES-DESIGN AND CONSTR	5,837,106.48	5,835,999.73	5,540,113.46	(1,138,812.98)	4,501,300.48
55012	CENTRALIZED SERVICES-INSURANCE	166,164.30	159,500.71	166,190.71	(3,575.00)	162,615.71
55013	CENTRALIZED SERVICES-COPS	-	-	-	-	-
55014	CENTRALIZED SERVICES-FOOD SERVICES	-	-	-	-	-

APPENDIX F

STATE OF NEW YORK
SCHEDULE OF MONTH-END TEMPORARY LOANS OUTSTANDING(*)

SFS Fund	ACCOUNT TITLE	January 31, 2021	February 28, 2021	March 31, 2021	Change	April 30, 2021
55015	CENTRALIZED SERVICES-HOMER FOLKS	-	-	-	-	-
55016	CENTRALIZED SERVICES-IMMICS	1,919,964.31	1,914,901.23	1,392,228.22	(225,643.52)	1,166,582.70
55017	DOWNSSTATE WAREHOUSE	38,884.11	145,749.75	421,903.79	(94,250.30)	327,653.49
55018	BUILDING ADMINISTRATION	-	-	-	-	-
55019	LEGISLATIVE COUNSEL	-	-	-	-	-
55020	LEGISLATIVE CONTRACTING ACCT	91,654,039.29	90,894,212.13	73,938,005.68	(195,056.04)	73,742,950.64
55021	LEGISLATIVE CENTER	11,558,290.64	11,802,755.13	11,510,214.54	187,337.38	12,697,551.92
55022	BUSINESS SERVICES CENTER	26,230,837.21	28,417,248.08	31,650,237.51	1,880,905.72	33,631,143.23
55052	ARCHIVES RECORD MGMT I.S.	65,304.11	70,832.99	-	-	-
55053	FEDERAL SINGLE AUDIT	-	-	-	-	-
55055	CIVIL SERVICE ADMINISTRATION ACCOUNT	-	-	-	-	-
55056	CIVIL SERVICE EHS OCCUP HEALTH PROG	-	-	-	-	-
55057	BANKING SERVICES ACCOUNT	38,305.45	219,069.09	-	727,271.32	727,271.32
55058	CULTURAL RESOURCE SURVEY	2,983,159.31	3,203,884.65	3,482,424.24	253,686.23	3,736,110.47
55059	NEIGHBOR WORK PROJECT	11,588,001.33	11,930,124.19	11,370,586.21	280,861.63	11,651,447.84
55060	AUTOMATIC/PRINT CHARGEBACKS	3,722,315.71	710,657.18	-	1,124,459.62	1,124,459.62
55061	OPT NYT ACCT	-	-	-	-	-
55062	DAYS CENTER ACCOUNT	50,058,892.55	51,819,133.95	91,579,457.26	-	91,579,457.26
55063	DEBTS SECURITIES DIVISION ACCT	1,255,552.25	1,285,635.92	1,261,694.27	-	1,261,694.27
55067	DOMESTIC VIOLENCE GRANT	249,787.03	276,765.63	88,658.34	24,753.71	113,412.05
55069	CENTRALIZED TECHNOLOGY SERVICES	76,584,331.50	84,201,124.13	93,610,109.18	14,124,663.51	107,734,772.69
55071	LABOR CONTACT CENTER ACCT	4,277,327.23	1,331,867.20	1,506,512.53	85,206.50	1,591,719.03
55072	HUMAN SERVICES CONTACT CNTR ACCT	4,122,584.84	5,797,025.97	3,327,243.37	578,638.84	3,905,882.21
55073	TAX CONTACT CENTER ACCT	-	-	-	-	-
55074	CIVIL RECOVERIES ACCT	2,688,281.45	3,383,833.21	3,178,989.26	(3,178,989.26)	-
55251	EXECUTIVE DIRECTION INTERNAL AUDIT	11,288,754.69	11,495,238.52	8,774,839.01	175,734.48	8,950,573.49
55252	CIO INFORMATION TECHNOLOGY CENTRALIZED SERVICES	45,329,606.22	48,873,335.02	31,710,860.42	1,814,826.83	33,325,687.25
55300	HEALTH INSURANCE INTERNAL SERVICE	3,797,831.95	4,815,234.27	6,244,995.48	962,283.45	7,207,258.93
55301	CIVIL SERVICE EMPLOYEE BENEFITS DIV ADM	5,076,503.25	6,800,405.01	6,273,883.93	59,290.90	6,833,164.83
55301	CORP INDUSTRIES INTERNAL SERVICE	50,743,022.72	51,897,788.46	32,577,741.51	651,443.43	33,239,184.94
55350	TOTAL INTERNAL SERVICE FUNDS	454,585,940.75	470,885,641.79	432,497,492.24	16,495,828.32	448,993,820.36
GRAND TOTAL - TEMPORARY LOANS OUTSTANDING		\$ 5,460,817,041.80	\$ 5,702,773,181.78	\$ 5,840,652,471.21	\$ 540,736,398.31	\$ 6,380,788,869.55

(*) Temporary Loans are authorized pursuant to Subdivision 5 of Section 4 of the State Finance Law and Chapter 59, Part 111, Section 1, of the Laws of 2021-22. The loans represent authorizations made by the Legislature to allow certain funds/accounts to make appropriated payments regardless of the fund (cash) balance. Such loans are made from the State's Short-Term Investment Pool (STIP) and are intended to satisfy temporary cash shortfalls whenever scheduled disbursements exceed available revenues during the fiscal year. Generally, temporary loans are repaid from the first cash receipts of the fund or account; however, in some cases actual revenues are not sufficient to repay all loans made to the fund or account and a transfer from the General Fund "Repayment of Receivables" appropriation is approved by the Budget Director. The balances reported here in Appendix F are the actual fund balances as of the close of business on the last day of the reporting month and do not include post-closing adjustments. Please refer to Schedule 1 for a detailed analysis of the "reported" cash balances of the fund group.

(**) Temporary loans to federal funds are typically reimbursed within 2-3 days. Such loans are made pursuant to federal regulations which require the State to disburse funds prior to making a reimbursement claim from the U.S. Treasury.

(***) Per Section 72 of the State Finance Law, the General Fund includes the Local Assistance Fund (10000) and State Purpose Fund (10050).

(****) Temporary Loans are authorized pursuant to Subdivision 5 of Section 4 of the State Finance Law and Chapter 56, Part 11, of the Laws of 2020-21.

STATE OF NEW YORK DEDICATED INFRASTRUCTURE INVESTMENT FUND(*) STATEMENT OF RECEIPTS AND DISBURSEMENTS FISCAL YEAR 2021-2022														APPENDIX G
	2021 APRIL	MAY	JUNE	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	2022 JANUARY	FEBRUARY	MARCH	1 Month Ended April 30, 2021	
OPENING CASH BALANCE	\$ 96,722,524												\$ 96,722,524	
RECEIPTS:														
Transfers from General Fund (**)	-												-	
Other	1,407												1,407	
Total Receipts	1,407	-	-	-	-	-	-	-	-	-	-	-	1,407	
DISBURSEMENTS:														
Affordable and Homeless Housing	731,174												731,174	
Broadband Initiative	4,076,555												4,076,555	
Downtown Revitalization	379,374												379,374	
Empire State Poverty Reduction Initiatives	-												-	
Health Care / Hospital Initiatives	192,187												192,187	
Information Technology/Infrastructure for Behavioral Sciences	-												-	
Infrastructure Improvements	-												-	
Jacob Javits Center Expansion	-												-	
Life Sciences Initiative	-												-	
Municipal Restructuring / Consolidation Competition	606,923												606,923	
Penn Station Access	-												-	
Resiliency, Mitigation, Security and Emergency Response	-												-	
Southern Tier / Hudson Valley Farm Initiative	(101,562)												(101,562)	
Transportation Capital Plan	866,444												866,444	
Transformative Economic Development Projects	-												-	
Transportation Capital Plan	-												-	
Upstate Revitalization Program	6,363,584												6,363,584	
Total Disbursements	13,114,679	-	-	-	-	-	-	-	-	-	-	-	13,114,679	
OPERATING TRANSFERS:														
Transfers to General Fund	-												-	
Total Operating Transfers	-	-	-	-	-	-	-	-	-	-	-	-	-	
Total Disbursements and Transfers	13,114,679	-	-	-	-	-	-	-	-	-	-	-	13,114,679	
CLOSING CASH BALANCE	\$ 83,609,252	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 83,609,252	

(*) Fund created pursuant to Chapter 60, Laws of 2015-16, Part H and SFL § 93-b

(**) Pursuant to Section 93(a) of the State Finance Law

APPENDIX H

STATE OF NEW YORK
MEDICAL ASSISTANCE DISBURSEMENTS - STATE FUNDS⁽¹⁾
FISCAL YEAR 2021-2022

	APRIL 2021			1 MONTH ENDED APRIL 30		
	Department of Health	Other State Agencies	April	Department of Health	Other State Agencies	Year to Date
Adult State Share Medicaid	\$ -	\$ -	\$ (726,333.92)	\$ -	\$ -	\$ -
State Share Medicaid	-	-	(726,333.92)	-	(726,333.92)	(726,333.92)
Medical Assistance (OPWDD)	-	132,338.79	132,338.79	-	132,338.79	132,338.79
Medical Assistance Administration	4,132,331.21	-	4,132,331.21	4,132,331.21	-	4,132,331.21
Population Health Improvement	-	-	-	-	-	-
Traumatic Brain Injury Services	1,520,000.00	-	1,520,000.00	1,520,000.00	-	1,520,000.00
Nursing Home Transition & Diversion	-	-	-	-	-	-
Reducing Maternal Mortality	-	-	-	-	-	-
New York Connects	-	513,854.90	513,854.90	-	513,854.90	513,854.90
Facilitated Enrollment	-	-	-	-	-	-
Emergency Medical Transportation	-	-	-	-	-	-
Managed Long-Term Care Ombudsman	-	-	-	-	-	-
Major Academic Pool	-	-	-	-	-	-
Women's Health & Multiple Births	-	-	-	-	-	-
Vital Access Program (OASAS)	-	-	-	-	-	-
Vital Access Program (OMH)	-	-	-	-	-	-
Vital Access Provider Services	-	-	-	-	-	-
General Hospitals Safety-Net Providers	-	-	-	-	-	-
Rural Transportation	-	-	-	-	-	-
AIDS Epidemic	653,646.22	-	653,646.22	653,646.22	-	653,646.22
Fluoridation Systems	-	-	-	-	-	-
Expanding Caregiver Support Services	2,126,354.79	-	2,126,354.79	2,126,354.79	-	2,126,354.79
Provide Affordable Housing	1,688,265.56	1,461,537.00	3,149,802.56	1,688,265.56	1,461,537.00	3,149,802.56
Health Homes Establishment	-	-	-	-	-	-
Community Provider Network	-	-	-	-	-	-
Inpatient Services	59,484,474.57	-	59,484,474.57	59,484,474.57	-	59,484,474.57
Patient-Centered Medical Homes	-	-	-	-	-	-
Outpatient & Emergency Room Services	17,372,004.61	-	17,372,004.61	17,372,004.61	-	17,372,004.61
Clinic Services	25,938,034.43	-	25,938,034.43	25,938,034.43	-	25,938,034.43
Nursing Home Services	119,697,631.54	-	119,697,631.54	119,697,631.54	-	119,697,631.54
Other Long-Term Care Services	1,216,633,326.01	-	1,216,633,326.01	1,216,633,326.01	-	1,216,633,326.01
Managed Care Services	808,815,183.54	-	808,815,183.54	808,815,183.54	-	808,815,183.54
Pharmacy Services	12,346,595.70	-	12,346,595.70	12,346,595.70	-	12,346,595.70
Transportation Services	11,719,637.11	-	11,719,637.11	11,719,637.11	-	11,719,637.11
Dental Services	270,477.17	-	270,477.17	270,477.17	-	270,477.17
Non-Institutional & Other	462,620,393.27	340,132.00	462,960,525.27	462,620,393.27	340,132.00	462,960,525.27
Medical Services State Facilities	90,865,608.11	-	90,865,608.11	90,865,608.11	-	90,865,608.11
CSEA Family Health Plus Buy In	-	-	-	-	-	-
DC37 & Trainster Local 856	-	-	-	-	-	-
Medical Assistance (HCRA)	-	-	-	-	-	-
Indigent Care	300,000,000.00	-	300,000,000.00	300,000,000.00	-	300,000,000.00
Provider Assessments	52,851,205.50	-	52,851,205.50	52,851,205.50	-	52,851,205.50
NYC Personal Care Workforce Recruitment and Retention Rates (HCRA)	34,256,000.00	-	34,256,000.00	34,256,000.00	-	34,256,000.00
Personal Care Workforce Recruitment and Retention Rates (HCRA)	-	-	-	-	-	-
Home Health Rate Increase (HCRA)	-	-	-	-	-	-
Additional DSH Payments SUNY	-	-	-	-	-	-
Additional DSH Payments SUNY	-	-	-	-	-	-
TOTAL ⁽¹⁾	3,222,991,169.34	1,721,528.77	3,224,712,698.11	3,222,991,169.34	1,721,528.77	3,224,712,698.11
Reclassification of Medical Assistance payments for care and treatment of patients at State-operated health, mental hygiene and State University facilities to Transfers.	(96,811,970.94)	-	(96,811,970.94)	(96,811,970.94)	-	(96,811,970.94)
TOTAL REPORTED MEDICAID	\$ 3,126,179,198.40	\$ 1,721,528.77	\$ 3,127,900,727.17	\$ 3,126,179,198.40	\$ 1,721,528.77	\$ 3,127,900,727.17

⁽¹⁾ General Fund and State Special Revenue Funds only.
These amounts do not include Medical Assistance spending for State Operations.
These amounts are not comparable to Medicaid Global Cap spending.
Department of Health regularly reclassifies spending between programs, and therefore amounts for any individual program may be restated by DOH.
⁽²⁾ Source: Statewide Financial System

APPENDIX I

STATE OF NEW YORK
MEDICAL ASSISTANCE DISBURSEMENTS - FEDERAL FUNDS^(*)
FISCAL YEAR 2021-2022

	APRIL 2021		1 MONTH ENDED APRIL 30	
	Department of Health	Other State Agencies	April	Year to Date
Medical Assistance & Survey Certification Program	\$ 11,500,508.35	\$ -	\$ 11,500,508.35	\$ 11,500,508.35
Medical Assistance Administration	(240.00)	-	(240.00)	(240.00)
Partnership Plan	-	-	-	-
Inpatient Services	271,067,499.98	-	271,067,499.98	271,067,499.98
Outpatient & Emergency Room Services	31,952,466.06	-	31,952,466.06	31,952,466.06
Clinic Services	54,215,324.05	-	54,215,324.05	54,215,324.05
Nursing Home Services	124,569,775.15	-	124,569,775.15	124,569,775.15
Other Long Term Care Services	1,376,571,793.51	-	1,376,571,793.51	1,376,571,793.51
Managed Care Services	1,583,868,064.90	-	1,583,868,064.90	1,583,868,064.90
Pharmacy Services	33,297,478.80	-	33,297,478.80	33,297,478.80
Transportation Services	39,326,776.82	-	39,326,776.82	39,326,776.82
Dental Services	880,937.82	-	880,937.82	880,937.82
Non-Institutional & Other	5,055,348.94	-	5,055,348.94	5,055,348.94
Medical Services State Facilities	(24,881,059.50)	-	(24,881,059.50)	(24,881,059.50)
Additional DSH Payments SUNY	-	-	-	-
TOTAL^(**)	3,507,424,674.88	-	3,507,424,674.88	3,507,424,674.88
Reclassification of Medical Assistance payments for care and treatment of patients at State-operated health, mental hygiene and State University facilities to Transfers and adjustments for timing of payments at month end.				
	(136,244,122.09)	-	(136,244,122.09)	(136,244,122.09)
TOTAL REPORTED MEDICAID^(***)	\$ 3,371,180,552.79	\$ -	\$ 3,371,180,552.79	\$ 3,371,180,552.79

(*) Special Revenue Federal Funds only.
These amounts do not include Medical Assistance spending for State Operations.
These amounts are not comparable to Medicaid Global Cap spending.
(**) Source: Statewide Financial System
(***) Reported Medicaid spending does not include the Basic Health Plan.

